



[Minnesota Board of Pharmacy.  
Minutes.](#)

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MINNESOTA BOARD OF PHARMACY

SIX HUNDRED FIFTY EIGHTH MEETING

January 28, 29, and 30, 1992. At approximately 8:00 a.m., January 28, 1992, the Board met in the Chesley Room at the Minnesota Department of Health Building, 717 Delaware Street SE, Minneapolis, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members, with the exception of Mr. Ove Wangenstein, were in attendance.

At the same time, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, and Stuart Vandenberg; together with the Board's Executive Director, Mr. David Holmstrom; administered the NABPLEX portion of the written examination, to candidates for licensure by examination, at the Radisson University Hotel, 615 Washington Avenue SE, Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications, were present to write the NABPLEX examination administered as part of the total full board exam process:

Edward P. Acosta  
Mosudi M. Adegbindin  
Michael C. Bjerneberg  
Donna M. Boreen  
Mary M. Dorholt  
Jean M. Eilertson  
Jeffrey T. Fish  
Amal M. Ghoneim  
Julie K. Goddard  
Michele M. Johnson  
Karl J. Kelly  
Teresa R. Mathews  
Carlotta M. Meier  
Sharon K. Milfred

Michele A. Olmscheid  
Kristin J. Olsen  
Dane A. Opoien  
Jeffrey L. Pykkonen  
Mark G. Regnier  
John H. Schmidgall  
Barbara A. Schmidt  
Joi L. Sprain  
Todd M. Stankewicz  
Gordon H. Streiff  
Mary Ann Tomechko  
Debbie S. Virchinsky  
Dawn M. Yenter

Beginning at 9:15 a.m., at the conclusion of the written reciprocity examination, the Board members conducted the oral examination in jurisprudence, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination in Room 118-A of the Minnesota Department of Health Building, and each of the candidates is seeking reciprocity to Minnesota on the basis of his or her licensure in the state indicated:



NAME	STATE OF ORIGINAL LICENSURE
Stephen R. Baird	IA
Peter F. Bjerke	WI
Jodi F. Garfinkel	MI
Lori J. Geithman	IN
Mark E. Gilberts	WI
Larry G. Heine	ND
Gregory I. Madsen	AZ
Robert E. Mucha	WI
Richard D. Mulder	IN
Paul D. Murray	SD
Beth A. Neumann	ND
Harry J. Ohrt	ND
Gregory O. Penke	SD
Kent L. Redland	ND
Paula D. Schultz	MO
Jim R. Strunk	IA
Kimberly A. Sweeney	WI

In addition to the above reciprocity candidates, also taking the reciprocity examination, as part of the requirements for reinstatement of a license to practice pharmacy that had been allowed to lapse, were:

Wesley E. Bohn  
Joseph D. Farrell  
Sara L. Larson

Also taking the reciprocity examination, as a requirement of an Order of the Board relating to a disciplinary action, was Mr. David Parry.

January 29, 1992. At approximately 8:00 a.m., January 29, 1992, the Board met at the College of Pharmacy at the University of Minnesota for the purpose of administering a laboratory practical examination in prescription compounding and patient profile use to candidates for licensure as pharmacists. All Board members were in attendance with the exception of Mr. Ove Wangenstein. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

In addition to those candidates who participated in the NABPLEX examination on January 28, the following NABPLEX grade transfer candidates were also present to write the laboratory practical examination:

Betty Jo Grenstiener  
Bettina M. Hickman  
Debra S. Hines  
Theresa M. Jones  
Gregory A. Scholbrock  
Heidi L. Wandschneider

In addition, candidate Joseph D. Farrell was present to write the laboratory practical examination as part of the requirements for reinstatement of his license to practice pharmacy in Minnesota.

In addition to these candidates, the following candidates, who were unsuccessful in passing the laboratory practical examination administered in June, 1991, were also present to write the laboratory practical examination:

Christine Y Egwim  
Kelly S. Nordstrom  
Pamela L. Sperl  
William J. Weiers

Half of the candidates for licensure by examination participated in the laboratory practical examination in the morning, while the other half presented themselves at the Radisson University Hotel for the purpose of writing examinations on state and federal law. The law examinations were administered by Board of Pharmacy Surveyors Lloyd Pekas, Patricia Bellino, and Stuart Vandenberg.

Beginning at approximately 12:30 p.m., those candidates who participated in the laboratory practical examination in the morning presented themselves at the Radisson University Hotel to take the written portion of the jurisprudence examination, while those who took the jurisprudence examinations in the morning presented themselves at the College of Pharmacy to participate in the laboratory practical exam.

In addition to the full board examination candidates, the following jurisprudence retake candidates were also present to write the jurisprudence examination during the afternoon session:

Pamela K. Bertrand  
Julie K. Ness

In addition, the following laboratory practical and jurisprudence retake candidate was present to write the jurisprudence examination during the afternoon session:

Thomas Brotherton

January 30, 1992. At approximately 8:30 a.m., January 30, 1992, the Board met in the Board of Pharmacy conference room at the Colonial Office Park Building, 2700 University Avenue West Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance with the exception of Mr. Ove Wangenstein. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of December 10, 1991. Mr. George Medich moved and Mr. Henry Capiz seconded that the minutes of the meeting of December 10, 1991 be approved as written. The motion passed.

The Board next turned its attention to the election of officers for the coming year.

For the office of President: Mr. Joseph Zastera moved to nominate Mr. George Medich for the office of President. Ms. Carol Peterson seconded the nomination. There being no further nominations, the nominations were closed and Mr. Medich was elected to the office of President by a unanimous ballot.

For the office of Vice President: Mr. Joseph Zastera moved to nominate Mr. Henry Capiz for the office of Vice President. Ms. Denise Groehler seconded the motion. There being no further nominations, the nominations and Mr. Capiz was elected to the office of Vice President by a unanimous ballot.

For the office of Executive Director: Mr. Joseph Zastera moved that Mr. David Holmstrom be continued as the Executive Director of the Board. Mr. George Medich seconded the motion. There being no further nominations, nominations were closed and Mr. David Holmstrom was elected to continue as Executive Director by a unanimous ballot.

For Assistant Director for Administrative Affairs: Mr. Joseph Zastera moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Ms. Denise Groehler seconded the motion. There being no further nominations, nominations were closed and Ms. Eggers was elected to the position of Assistant Director for Administrative Affairs by a unanimous ballot.

The Board next discussed responsibility for conducting performance evaluations of the Executive Director and responsibility for acting on performance based salary increases for the Executive Director. The Board determined that the President should be responsible for conducting performance evaluations and for signing documents necessary for performance based salary increases, after discussing the same with the rest of the Board members.

The next item to come before the Board was the issue of continued membership in the National Association of Boards of Pharmacy. After a brief review of the many benefits derived from membership in the National Association of Boards of Pharmacy, including participation in the nationwide reciprocity system established through NABP and the availability of the nationally utilized NABPLEX examination, Mr. Henry Capiz moved and Mr. Joseph Zastera seconded that the Board again renew its membership in the National Association of Boards of Pharmacy. The motion passed.

The Board next discussed its intention to maintain the requirement of graduation from an approved college of pharmacy in order to qualify to take the Board's licensure examination. Mr. Joseph Zastera moved and Mr. George Medich seconded that the Board approve and adopt as its own the current accreditation standards of the American Council on Pharmaceutical Education, as they appear in the Accreditation Manual, and that the Board adopt the list of approved colleges of pharmacy, published by ACPE, as the list of those colleges from which the Board will accept graduates as candidates for licensure; those colleges having proven their compliance with the above mentioned accreditation standards. The motion passed.

The Board next discussed its intention to accept, as candidates for licensure, foreign pharmacy graduates who have met the required English proficiency standards and equivalency of education standards as established in Minn. Stat. 151.10 subd. 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Mr. Joseph Zastera moved and Ms. Carol Peterson seconded that the Board approve and adopt as its own the standards for certification established by the Foreign Pharmacy Graduate Examination Commission, and accept as meeting the standards, as set forth in Minn. Stat. 151.10 subd. 2, those candidates who have been properly certified by the FPGEC. The motion passed.

The Board next discussed the destruction of controlled substances in pharmacies. Denise Groehler then moved and Mr. George Medich seconded that Mr. Joseph Zastera and Ms. Patricia DeLaPointe be authorized to continue to act on the Board's behalf in witnessing the destruction of controlled substances in pharmacies. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Henry Capiz moved and Ms. Carol Peterson seconded that, having passed the written jurisprudence examination and an oral examination in pharmacy laws and ethics, the

following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name:

CERT #	NAME	STATE OF ORIGINAL LICENSURE
5794	Peter F. Bjerke	WI
5795	Jodi F. Garfinkel	MI
5796	Lori J. Geithman	IN
5797	Mark E. Gilberts	WI
5798	Larry G. Heine	ND
5799	Gregory I. Madsen	AZ
5800	Robert E. Mucha	WI
5801	Richard D. Mulder	IN
5802	Paul D. Murray	SD
5803	Beth A. Neumann	ND
5804	Harry J. Ohrt	ND
5805	Kent L. Redland	ND
5806	Paula D. Schultz	MO
5807	Jim R. Strunk	IA
5808	Kimberly A. Sweeney	WI

Mr. Henry Capiz then moved and Ms. Carol Peterson seconded that, having achieved the required passing score on the jurisprudence examination, Mr. Joseph D. Farrell and Ms. Sara L. Larson be reinstated as licensed pharmacists at this time. The motion passed.

Mr. Holmstrom next presented the grades from the laboratory portion of the full board examination for candidates who are seeking licensure by exam and who were retaking only the laboratory portion of the full board examination. In conformity with Board policy established previously, the Board again established a score of 75 as the minimum passing score on the laboratory practical examination. With the passing score thus established, Mr. George Medich moved and Ms. Carol Peterson seconded that the laboratory practical retake candidates, achieving a score of not less than 75 on the laboratory practical examination, be granted licensure as pharmacists. The motion passed.

In accordance with these criteria, the following practical retake candidates were granted licensure as pharmacists:

CERT #	NAME
5809	Christine Y. Egwim
5813	Kelly S. Nordstrom
5815	Pamela L. Sperl
5816	William J. Weiers



Mr. Holmstrom next presented the laboratory practical and state jurisprudence grades for the the NABPLEX and FDLE transfer candidates who are seeking licensure by examination and who are taking only the laboratory practical and state jurisprudence portions of the full board exam. In conformity with the Board's policy established previously, the Board again established a score of 75 as the minimum passing score on the laboratory practical examination and a score of 75 as the minimum passing score on the state and federal jurisprudence average. With these passing scores thus established, Mr. George Medich moved and Ms. Carol Peterson seconded that the following NABPLEX and FDLE transfer candidates, having achieved a score of not less 75 on each of the above portions of the examination, be granted licensure as pharmacists. The motion passed.

5810	Betty Jo Grenstiener
5811	Bettina M. Hickman
5812	Theresa M. Jones
5814	Gregory A. Scholbrock
5817	Debra S. Hines

Also successfully passing the laboratory examination, as a part of the requirements for the reinstatement of his license, was Mr. Joseph D. Farrell.

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature to come before the Board was the presentation by Mr. Holmstrom of a copy of the Settlement Stipulation in the matter of the pharmacist's license of Mr. Wesley Bohn. the Settlement Stipulation was developed subsequent to a conference held December 2, 1991, with Mr. Bohn. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Bohn. Mr. Bohn now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and accompany\*Order with Mr. Bohn, Mr. Joesph Zastera moved and Ms. Denise Groehler seconded that the Order be accepted by the Board and that Board President, Patricia DeLaPointe, sign the document on the Board's behalf. The motion passed.

The second item of a quasi-judicial nature to come before the Board was the presentation by Mr. Holmstrom of a Settlement Stipulation in the matter of the pharmacist's license of Mr. John P. Condon. The Settlement Stipulation was developed subsequent to a conference held January 8, 1992, with Mr. Condon. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Condon. Mr. Condon now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Stipulation and accompanying Order with Mr. Condon, Mr. Henry Capiz moved and Ms. Carol Peterson seconded that the Stipulation and Order be accepted by the Board and the Board President, Patricia DeLaPointe, sign the document on the Board's behalf. The motion passed.

\* accompanying - Per Board meeting of March 4, 1992

Mr. Holmstrom next updated the Board on the status of the Board's fee rules, wholesaler rules, and big rule package. No action by the Board was necessary or taken.

The Board next turned its attention to applications to conduct new pharmacies it has received since its last meeting. The first such application to conduct a new pharmacy was submitted on behalf of Cub Pharmacy, 8015 Den Road, Eden Prairie, MN 55344, by Mr. Brian Maas, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Frank Pharmacy, 12976 Fremont Ave., Zimmerman, MN 55398, by Mr. Dennis Frank, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Joseph Zastera seconded that the application be approved and a license issued subject to the naming of a new pharmacist-in-charge of the Frank Pharmacy in Princeton, where Mr. Dennis Frank is already Pharmacist-in-charge, and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The final application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreen Pharmacy, 2426 Hennepin Ave. S., Minneapolis, MN 55405, by Mr. Vern Kassekert, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Ms. Denise Groehler seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented to the Board the recommendations from the Continuing Education Advisory Task Force, relative to programs submitted for approval in meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, between the dates of November 19, 1991 and January 7, 1992, Mr. Joseph Zastera moved and Ms. Carol Peterson seconded that those programs recommended for approval by the Continuing Education Advisory Task Force be approved, and that approval be denied to those programs for which denial of approval was recommended. The motion passed.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. The list is attached to these minutes. Ms. Denise Groehler then moved and Mr. Henry Capiz seconded that the supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist-intern, Donna Blesener, describing her work as a pharmacist-intern at Pharmacia Deltec. After reviewing Ms. Blesener's description of her work at Pharmacia Deltec, Mr. Joseph Zastera moved and Ms. Denise Groehler seconded that Ms. Blesener be granted 400 hours of internship experience for this work, with the 400 hours being placed in the "400 hour pot," along with any concurrent time experience Ms. Blesener might accumulate. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Owen Healthcare Inc., informing the Board that Owen has signed an agreement with Virginia Regional Medical Center to assume responsibility for management of the pharmacy. Owen indicated that they will be purchasing the inventory of the pharmacy, but will not own the pharmacy or the hospital. Owen is requesting any applications for licensure that must be completed. After some discussion, the Board arrived at the position that, unless Owen is licensed, they cannot purchase the inventory of the pharmacy at Virginia Regional Medical Center, in that unlicensed organizations cannot own or purchase legend drugs in the state of Minnesota. The Board directed Mr. Holmstrom to contact Pharmacist Steve Palazzari, at Virginia Regional Medical Center, to discuss the details of the management of the pharmacy by Owen, prior to writing to Owen in this matter.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Sue Fena, pharmacist-in-charge at Cloquet Community Memorial Hospital in Cloquet, Minnesota. Ms. Fena is requesting permission for the hospital's nursing supervisor to make after-hours withdrawals from the pharmacy for new medication needs of nursing home patients. The nursing home is an 88-bed facility physically connected to the 36-bed acute-care hospital.

After some discussion, the Board directed Mr. Holmstrom to write to Ms. Fena, suggesting that she prepare a formal variance request and, in that request, provide the Board with additional information on how drugs would be labeled under her proposal, what the procedure and criteria for entry into the pharmacy would be, and what hours of pharmacy service are currently available at the hospital.



Mr. Holmstrom next presented to the Board a letter he received from Pharmacist-intern, Gina Peterson, requesting internship credit for work she did during the past summer as a research assistant for Dr. Suryanarayanan at the College of Pharmacy. After discussing Ms. Peterson's letter, Mr. Joseph Zastera moved and Ms. Carol Peterson seconded that Intern Gina Peterson be granted 400 hours of internship credit for her work with Dr. Suryanarayanan and that those 400 hours be placed in the "400 hour pot," along with any concurrent time internship she may have accumulated. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Jody Hessen, requesting blanket approval for future pharmacist-interns planned for at Aetna Pharmacy Management. During the past summer, Aetna Pharmacy Management pharmacists supervised two pharmacist-interns, who received internship credit for their experience with Aetna. Ms. Hessen is now requesting that the Board automatically grant credit to future interns. After carefully reviewing Ms. Hessen's letter, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Holmstrom inform Ms. Hessen that the Board is not prepared to grant blanket approval of non-traditional internships of any kind, including internships at Aetna Pharmacy Management, at this time. The motion passed.

Mr. Holmstrom next presented the Board with information regarding future remodeling at the College of Pharmacy that may impact on the Board's ability to continue to administer the laboratory practical examination as part of the overall board exam process. During the course of discussions, it was suggested that Mr. Holmstrom contact Mr. David Work, of the North Carolina Board of Pharmacy, for information regarding their examination process.

Mr. Holmstrom next presented to the Board a request, by Mr. Steven L. Bakkum, for a revision to the conditions for reinstatement of his license to practice pharmacy in Minnesota. Mr. Bakkum indicated that the provision requiring that, during the first year of his probation he be limited to employment in a situation where he would not be working alone, was making it extremely difficult to find employment. Mr. Bakkum now appeared before the Board to discuss his request. After thoroughly discussing the issue with Mr. Bakkum, Mr. Joseph Zastera moved and Ms. Denise Groehler seconded that the Board waive the provision requiring Mr. Bakkum to work only under circumstances where he is not working alone, but in exchange for the waiver of that provision, the Board would consider the effective date of Mr. Bakkum's probation as being January 1, 1992. The motion further authorized Mr. Holmstrom to sign the Order of Reinstatement on the Board's behalf. The motion passed.

When informed of the Board's decision regarding his request, Mr. Bakkum indicated acceptance of the Board's motion calling for an extension of probation in exchange for the removal of the provision requested for removal by Mr. Bakkum.

There being no further business at this time, President DeLaPointe adjourned the meeting.

George Medich  
PRESIDENT

David Holmstrom  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

Board Meeting - January 30, 1992

Austin Drug, Austin  
Bethesda Hospital Pharmacy - St. Paul  
Bryan's Pamida Pharmacy - Fairmont  
Cub Pharmacy - Apple Valley  
Ekeren Drug - Thief River Falls  
Good Neighbor Pharmacy - Minneapolis  
Holder Snyder Drug - Aitkin  
Isanti Drug - Isanti  
Lake City Drug, Inc. - Lake City  
Mayo Baldwin Pharmacy - Rochester  
MN Correctional Facility St. Cloud Pharmacy - St. Cloud  
Quality Care Pharmacy - Minneapolis  
Snyder Drug - Burnsville  
Snyder Drug - Maple Grove  
Snyder Drug - Mendota Heights  
Target Pharmacy - Baxter  
Target Pharmacy - Cottage Grove  
Target Pharmacy - Plymouth  
Walgreens Pharmacy - White Bear Lake  
Walker Quality Care Pharmacy - Minneapolis  
Wal-Mart Pharmacy - Baxter  
Wal-Mart Pharmacy - Marshall

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED FIFTY NINTH MEETING

February 26, 1992. At approximately 10:30 a.m., February 26, 1992, the Board met, at the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a special meeting to review and act on proposed rules relating to fees for the licensure of pharmacists, pharmacist renewals, reciprocity, and examinations. In attendance were Mr. George Medich, President of the Board, Mr. Henry Capiz, Ms. Patricia DeLaPointe, and Ms. Denise Groehler. Also in attendance was Mr. David E. Holmstrom, the Board's Executive Director.

After reviewing the proposed rule change and after noting that no comments were received on the proposed rule, Ms. Denise Groehler moved and Ms. Patricia DeLaPointe seconded the following motion:

"RESOLVED, that the proposed rule relating to the fee for the licensure of pharmacists, pharmacist renewals, reciprocity and examinations be and hereby is approved and adopted pursuant to authority vested in the Board of Pharmacy by Minnesota Statutes 151.06, subdivision 1 (c) and 214.06, subdivision 1, and that David E. Holmstrom, Executive Director of the Board of Pharmacy be and hereby is authorized to sign the Findings of Fact, Conclusion, and Order adopting the rule and further, is authorized to modify the rule, if necessary, to obtain the approval of the rule by the Attorney General, and is authorized to perform the necessary acts to provide that this rule will have the force and effect of law."

The motion passed.

President Medich then briefly discussed possible appointments to the Board's standing committees on Continuing Education, Internship, Complaints and Disciplinaries, Rules and Legislation, and Jurisprudence Examinations. President Medich assigned Mr. Henry Capiz and Mr. Lloyd Pekas to represent the Board on the Continuing Education Advisory Task Force, Ms. Denise Groehler and Ms. Patricia DeLaPointe to represent the Board on the Internship Committee, Ms. Denise Groehler and Mr. George Medich to represent the Board on the Complaint and Disciplinary Committee, Mr. Henry Capiz and Ms. Patricia DeLaPointe to represent the Board on the Rules and Legislation Committee, and Ms. Denise Groehler to take over the responsibility for organizing the jurisprudence examination.

There being no further business at this time, President Medich adjourned the meeting.

  
PRESIDENT

\* Denise - Per Board meeting of March 4, 1992

  
EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SIXTIETH MEETING

March 4, 1992. At approximately 8:30 a.m., March 4, 1992, the Board of Pharmacy met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present, with the exception of Mr. Joseph Zastera. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The first item on the agenda was a review of and approval of the minutes of the meetings of January 28, 29, and 30, and of February 26, 1992. After pointing out a typographical error on page 7 of the January minutes and page 1 of the February minutes, Ms. Patricia DeLaPointe moved and Mr. Henry Capiz seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by examination who completed the examination process on January 28 and 29, 1992. Having first determined that, in grading the examination, the NABPLEX portion of the exam should be weighted at 65% of the total, the Board's own laboratory practical examination at 20% of the total, and the average score on the federal drug law examination and the Board's own jurisprudence examination weighted at 15% of the total, Ms. Patricia DeLaPointe moved and Ms. Carol Peterson seconded that those candidates who received a general average of 75 or better, not less than 75 on their laboratory practical examination, not less than 75 on their jurisprudence average score, and not less than 75 on their NABPLEX examination, be granted licensure as a pharmacist. The motion passed.

Candidates who successfully passed the examination are as follows:

<u>CERT #</u>	<u>NAME</u>	<u>REGIS. #</u>
5818	Edward P. Acosta	15351
5819	Mosudi M. Adegbindin	15352
5820	Pamela K. Bertrand	15353
5821	Michael C. Bjorneberg	15354
5822	Donna M. Boreen	15355
5823	Mary M. Dorholt	15356
5824	Jean M. Eilertson	15357
5825	Jeffrey T. Fish	15358
5826	Julie K. Goddard	15359
5827	Michele M. Johnson	15360
5828	Karl J. Kelly	15361
5829	Teresa R. Mathews	15362
5830	Carlotta M. Meier	15363

5831	Sharon K. Milfred	15364
5832	Julie K. Ness	15365
5833	Michele A. Olmscheid	15366
5834	Kristin J. Olsen	15367
5835	Jeffrey L. Pykkonen	15368
5836	Mark G. Regnier	15369
5837	John H. Schmidgall	15370
5838	Barbara A. Schmidt	15371
5839	Joi L. Sprain	15372
5840	Todd M. Stankewicz	15373
5841	Gordon H. Streiff	15374
5842	Mary Ann Tomechko	15375
5843	Debbie S. Virchinsky	15376
5844	Heidi L. Wandschneider	15377
5845	Dawn M. Yenter	15378

President Medich next confirmed his appointments to the Continuing Education, Internship, Complaint, and Rules Committees. The appointments were as follows:

Continuing Education -	Mr. Henry Capiz and Mr. Lloyd Pekas (Pharmacy Board Surveyor)
Internship -	Ms. Denise Groehler and Ms. Patricia DeLaPointe
Complaint -	Ms. Denise Groehler and Mr. George Medich
Rule & Legislation -	Mr. Henry Capiz and Ms. Patricia DeLaPointe

Mr. Holmstrom next presented to the Board a letter from Pharmacist Brian M. Finstad requesting a variance from the Board that would allow Mr. Finstad to be on record as Pharmacist-in-charge at both the Minnesota Correctional Facility Pharmacy at Stillwater and the Minnesota Correctional Facility for Women Pharmacy at Shakopee.

After noting the unique nature of these facilities and the limited number of hours of pharmacy services required at the Shakopee facility, Mr. Henry Capiz moved and Mr. Ove Wangenstein seconded that the Board grant the requested waiver. The motion passed.



Mr. Holmstrom next presented to the Board a copy of a letter received from Pharmacist Mark C. Hughes at the Elk River Pharmacy in Elk River, Minnesota. Mr. Hughes is requesting a variance from the Board that would allow Mr. Hughes to utilize two pharmacy technicians for one pharmacist for eight hours on one day per week. The second technician would deal only with the refilling of nursing home medpacks for that week, leaving them for the pharmacist to check as he has time.

After noting the limited time being requested for the second technician and, after noting the limited circumstances proposed for the use of the second technician, Ms. Patricia DeLaPointe moved and Ms. Denise Groehler seconded that the Board accept Mr. Hughes' proposal and grant the variance requested. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Robert Furth at Minnesota Home Therapeutics Pharmacy, relating to a move to a new location and a request that nurses making home visits for Minnesota Home Therapeutics be allowed to carry an emergency kit of certain minimal drugs with them, in order to protect the patient from problems associated with infiltration, extra-vascularization, or anaphylaxis. Mr. Furth is seeking variances from the Board as it relates both to the new pharmacy location and to the emergency kit for home care nurses.

Mr. Furth now personally appeared before the Board to discuss his requests. After thoroughly discussing these issues with Mr. Furth and reviewing the documents and other pieces of information provided to the Board by Mr. Furth, Mr. Ove Wangenstein moved and Ms. Patricia DeLaPointe seconded that the variances requested by Mr. Furth, relating to the floor plan of the proposed new pharmacy location and the nurses emergency kit, be approved. The motion passed.

Mr. Holmstrom next presented to the Board a written request he received from Pharmacist Ruth England at Valley View Drug in Edina, for an opportunity to appear before the Board to discuss a variance request relating to the use of pharmacy technicians at Valley View Drug.

At this time, Ms. England appeared before the Board and presented both written and oral testimony relating to her request for the use of two technicians to one pharmacist at Valley View Drug.

After receiving Ms. England's comments and observing that Ms. England is not proposing a two to one ratio for use in preparing nursing home medications or the like, but simply to deal with increased prescription volume, which, in the observation of the Board, should be handled by an

additional staff pharmacist at Valley View Drug, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that the variance request, submitted by Ms. Englund relative to the use of pharmacy technicians at Valley View Drug, be denied. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Pharmacist Ken Lundblad at White Mart Pharmacy in Alexandria, Minnesota. Mr. Lundblad is requesting a variance relating to the ratio of pharmacy technicians at White Mart Pharmacy.

At this time, Mr. Lundblad, pharmacist-in-charge, and Mr. Jeff Lindoo, pharmacist and store manager at White Mart Pharmacy, appeared before the Board to discuss their request.

Mr. Lundblad is seeking to use an additional pharmacy technician for approximately two hours a day, Monday through Friday, to help with the unit dose orders for local nursing homes. White Mart Pharmacy is open from 9:00 a.m. to 9:00 p.m., five days a week, and has two pharmacists on duty from 11:00 a.m. to 5:00 p.m. each day. The requested variance is for the period from 9:00 a.m. to 11:00 a.m., where one pharmacist would be on duty with two technicians. One of the technicians would be aiding the pharmacist in the dispensing of prescriptions for ambulatory patients while the other technician would be at work on the unit dose dispensing system for local nursing homes.

After hearing the evidence in support of the variance request from Mr. Lundblad and Mr. Lindoo, Ms. Carol Peterson moved and Ms. Patricia DeLaPointe seconded that the variance requested by Mr. Lundblad be approved. The motion passed.

Mr. Holley next presented to the Board a copy of the Settlement Stipulation and proposed Order in the matter of the pharmacist license of Ward D. Mens. The Stipulation was developed subsequent to a conference held February 5, 1992, with Mr. Mens. The purpose of the conference was to discuss allegations of unprofessional conduct.

The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Mens. Mr. Mens now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and accompanying Order, with Mr. Mens, Ms. Patricia DeLaPointe moved and Ms. Denise Groehler seconded that the Stipulation and Order be accepted by the Board and that Board President, George Medich, sign the document on the Board's behalf. The motion passed, with Board Member Henry Capiz absenting himself from the discussion and voting.



Mr. Holley next presented to the Board a copy of the Settlement Stipulation and accompanying Order in the matter of the pharmacist license of Michael J. Doll. The Settlement Stipulation was developed subsequent to a conference held on February 12, 1992, with Mr. Doll. The purpose of the conference was to discuss allegations of unprofessional conduct.

The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Doll. Mr. Doll now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and accompanying Order with Mr. Doll, Ms. Patricia DeLaPointe moved and Ms. Denise Groehler seconded that the Stipulation and Order be accepted by the Board and that Board President George Medich sign the document on the Board's behalf.

Mr. Holmstrom next presented to the Board a request by Mr. Robert D. Randall that the Board reconsider one of the terms of probation attached to the reinstatement of Mr. Randall's license to practice pharmacy. Mr. Randall's license to practice pharmacy had previously been suspended by the Board on April 4, 1991. Mr. Randall's license was reinstated on September 18, 1991 and he was placed on probation.

Mr. Randall now personally appeared before the Board to discuss his request. After hearing Mr. Randall's request and addressing options with him, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that the Board remove the provision of probation prohibiting Mr. Randall from working in a situation where he is working alone and extending his period of probation by six months. The motion further granted authority to Mr. Holmstrom to sign the new Order on the Board's behalf. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Pharmacist Susan Cooper, relating to the experimental use of an ATC 212 machine at Wilder Pharmacy. Ms. Cooper is seeking an opportunity to appear before the Board to discuss the performance of the new system and to request an opportunity to expand the use of the new system to a wider patient population.

Ms. Cooper and Mr. Dan Freemont, a pharmacist at Wilder, now appeared before the Board to provide the Board with information regarding the performance of the ATC 212 system.

After receiving information from Ms. Cooper and Mr. Freemont, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that the Board approve long-term use of the ATC 212 packaging system as recommended by Ms. Cooper and Mr. Freemont. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Pharmacist Paul J. Martinez. Mr. Martinez is urging the Minnesota Board of Pharmacy to help support a resolution to the NABP, supporting the concept of a "Smoke Free Society by the Year 2,000." After carefully reviewing the material submitted to the Board by Mr. Martinez, Ms Patricia DeLaPointe moved and Ms. Denise Groehler seconded that the Board accept Mr. Martinez' proposal and forward it to the NABP Resolutions Committee for possible action at the 1992 NABP Annual Meeting. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from J. Howard Nudell, architect, regarding security for a pharmacy area being designed by Nudell for a pharmacy that will apparently be opening in Minnesota in the future. Nudell requested approval from the Board of twelve-foot high walls and an egg-crate type lay-in ceiling in the pharmacy unit, rather than walls that extend to the roof deck. After reviewing the proposal put forward by J. Howard Nudell, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that the Board deny Nudell's request and the Mr. Holmstrom be directed to inform Nudell that the Board continues to expect perimeter walls of the licensed area to extend all the way from the floor to the roof deck. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Pharmacist Raymond B. Vrabel, Director of Pharmacy at Rochester Methodist Hospital. Mr. Vrabel is seeking an opinion from the Board indicating that, because of the close administrative relationships between Rochester Methodist Hospital and St. Mary's Hospital, that the Board allow prepackaged and bulkcompounded pharmaceuticals to be exchanged between the two hospitals without either of the hospital pharmacies obtaining licensure as a drug manufacturer. After reviewing the information submitted by Mr. Vrabel and, after discussing the matter among themselves, Ms. Carol Peterson moved and Mr. Ove Wangensteen seconded that Mr. Vrabel's letter be tabled and that Mr. Holmstrom be directed to speak with the Food and Drug Administration regarding their views on this type of situation, and report back to the Board. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Gilbert S. Banker, Dean of the College of Pharmacy at the University of Minnesota, relating to the registration of various college faculty members doing research with controlled substance drugs. Dean Banker is requesting that the Board consider waiving the annual \$25 charge for the individual controlled substance researcher license applications. After a brief discussion, Mr. Ove Wangensteen moved and Ms. Denise Groehler seconded that the Board deny Dean Banker's request, in that the operative laws and rules do not provide for the waiving of registration fees and that the Board is concerned by the precedent-setting nature of this request should it be accepted. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Sau-Man Cheng, requesting internship credit for time spent as a research assistant with Professor Timothy Wiedmann at the College of Pharmacy. After reviewing the documents submitted by Ms. Cheng, Ms. Patricia DeLaPointe moved and Ms. Denise Groehler seconded that 300 hours of internship credit be granted Sau-Man Cheng for this experience, with the 300 hours being categorized as falling within the "400 hour pot" containing a combination of concurrent time work experience and non-traditional internship experience. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist-Intern Angela Delgado, relating to the non-traditional internship she participated in during the past summer at Aetna Insurance Company in Minneapolis, Minnesota. After reviewing the documentation submitted by Ms. Delgado, Ms. Patricia DeLaPointe moved and Ms. Denise Groehler seconded that Ms. Delgado be granted 300 hours of internship credit for her experience at Aetna Insurance and that the hours be credited as part of the "400 hour pot" of internship consisting of concurrent time experience and non-traditional internships. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Ms. Ann M. Hakes of Rockford, Illinois, seeking a variance from the Board that would allow her to sit for the reciprocity examination in June of 1992, even though she will not have been licensed as a pharmacist in Illinois for one year until August of 1992. After discussing this issue, Ms. Carol Peterson moved and Mr. Henry Capiz seconded that the Board grant Ms. Hakes an opportunity to sit for the reciprocity examination in June of 1992, but that, if she successfully passes the examination, her license would not be issued until the one-year period has elapsed on August 18, 1992. The motion passed.

Mr. Holmstrom next presented to the Board a list of pharmacists who have not renewed their personal license to practice pharmacy for the years 1990, 1991, and 1992. After reviewing the statutory requirements for relicensure and facts presented regarding each of these pharmacists, Ms. Patricia DeLaPointe moved and Ms. Denise\*seconded that the pharmacists, listed in the report submitted to the Board by Mr. Holmstrom, be dropped from the rolls of licensed pharmacists in Minnesota. The motion passed.

Mr. Holmstrom next described for the Board an issue that has come up in southern Minnesota relating to prescribing by Iowa physician-assistants. Prescriptions written by physician-assistants, who, in Iowa, have legal prescribing authority, have been presented for filling at pharmacies in Minnesota where physician-assistants do not have prescribing authority. The question that has arisen is whether Minnesota pharmacists can lawfully

\* Should read Denise Groehler, per Minutes of Meeting of April 9, 1992.

fill these prescriptions. After reviewing the various statutes that address the issue of prescriptions, the Board directed Mr. Holmstrom to inform Minnesota pharmacists that they cannot lawfully fill prescriptions written by Iowa physician-assistants.

Mr. Holmstrom next presented to the Board copies of several pieces of legislation that have been introduced for action in the 1992 Minnesota Legislative Session. Discussion was had on each of these bills, but no formal action was called for.

Mr. Holmstrom next presented to the Board some information he received from the North Carolina Board of Pharmacy, regarding a potential alternative to the laboratory practical examination now offered. Discussion was had regarding the possibility of using an alternative to the laboratory practical examination in the future, but no formal action was taken.

Mr. Holmstrom next presented to the Board a list of continuing education programs, covering the period January 7, 1992, to February 8, 1992, and reviewed by the Continuing Education Advisory Task Force. After reviewing the programs listed, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that the Board approve those programs recommended for approval by the Continuing Education Advisory Task Force and deny approval to those programs for which denial of approval is recommended. The motion passed.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests he has received, which appear to meet all of the Board's criteria previously established. After briefly reviewing the list of pharmacies recommended for approval, Mr. Henry Capiz moved and Ms. Carol Peterson seconded that those pharmacies, whose supportive personnel requests were recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

The next item for discussion was the Board's attendance at the National Association of Boards of Pharmacy Annual Meeting, scheduled for May 3 through 6, 1992. After reviewing the program of the Annual Meeting and the many benefits derived from attendance at the Annual Meeting, Mr. Ove Wangenstein moved and Ms. Carol Peterson seconded that all members of the Board be authorized to attend the NABP Annual Meeting at Board expense, to the extent that funds are available, and that Mr. Holmstrom inform NABP that Mr. George Medich will be the official delegate for the Minnesota Board of Pharmacy. The motion passed.



Mr. Holmstrom next described for the Board a telephone conversation he had, with representatives of the College of Pharmacy at the University of Minnesota, regarding responsibility for hosting the NABP/AACP District V meeting of the boards and colleges in September of 1993. Discussion was had regarding which member or members of the Board would work with the College representatives as co-hosts for the 1993 District V Meeting. Ms. Carol Peterson volunteered to work with the College of Pharmacy representative in setting up the 1993 District V meeting.

There being no further business requiring Board action at this time, President Medich adjourned the meeting.

George Medich.  
PRESIDENT

David E. Holmstrom  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

Board Meeting - March 3, 1992

Community Hospital of Cannon Falls Pharmacy - Cannon Falls

Crosstown Drug - Ham Lake

Cub Pharmacy - Minneapolis

K-Mart Pharmacy - Detroit Lakes

Lakeside Drug Inc. - Austin

Mattson Pharmacy - Roseau

Meeker County Memorial Hospital Pharmacy - Litchfield

Scofield Drug - Cannon Falls

Target Pharmacy - North St. Paul

Walgreen Pharmacy - Minneapolis

Walgreen Drug - St. Paul

Walgreen Drug - St. Paul

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND SIXTY-FIRST MEETING

April 8, 1992. At approximately 8:00 a.m., April 8, 1992, the Board met at the Sheraton-Midway Hotel in St. Paul, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance. Also present was the Board's Executive Director, Mr. David Holmstrom.

Appearing to write the examination, in addition to the candidates for licensure by reciprocity, were Mr. Michael Doll and Mr. Ward Mens, who were taking the examination as part of a Stipulation and Order of the Board relating to disciplinary action; and Mr. Loren Dorstad, who is seeking reinstatement of his license to practice pharmacy in Minnesota, which he had let lapse for non-payment of fees.

Beginning at 9:15 a.m., at the conclusion of the written reciprocity examination, the Board members administered the required oral examination in jurisprudence and professional ethics to the reciprocity candidates. Each of the following candidates appeared for the oral examination, which was also held at the Sheraton-Midway Hotel. Each of the candidates is seeking reciprocity to Minnesota on the basis of his or her licensure in the state indicated:

<u>NAME</u>	<u>STATE</u>
Thomas M. Books	WI
Janet A. Brown	IA
Paula E. Clay	IA
Meskerem Getachew	VA
Shawn K. Guymon	AZ
Patricia J. Kleppe	IL
Steven E. Martinson	SD
Teresa M. Mergens	AZ
James R. Nielcen	IA
Gregory O. Penke	SD
Robert L. Pullano	MA
Agata J. Pustulka	NY
Brent A. Schicker	WI
Teresa K. Thorson	IA
Delbert D. Tippey	IA
Wade M. Tranby	IL
Kent J. Udulutch	WI
Kyle Vance-Bryan	IA
Laurie W. Vogt	ID

At approximately 8:30 a.m., April 9, 1992, the Board met in the Board of Pharmacy Conference Room, 2700 University Avenue West, St. Paul, Minnesota, for the purposes of conducting a general business meeting. All Board members were in attendance at the meeting. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

At the opening of the meeting, Mr. George Medich, Board President, welcomed new Board members Wendy Simenson and Howard Juni to the Board. Ms. Simenson and Mr. Juni were named by the Governor to replace Board members Patricia DeLaPointe and Joseph Zastera, whose terms on the Board have expired.

The first order of business was a review of the minutes of the meeting of March 4, 1992. After pointing out a typographical error on page 7 of the minutes, Mr. Ove Wangenstein moved and Ms. Carol Peterson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity and of the candidates who were taking the examination, either as part of their disciplinary proceedings or as a requirement for reinstatement of their license to practice pharmacy, it was moved by Ms. Denise Groehler and seconded by Mr. Ove Wangenstein that, having passed the jurisprudence examination and oral examination on pharmacy laws and ethics, the following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name; that Mr. Loren Dorstad's license to practice pharmacy in Minnesota be reinstated upon completion of the other requirements for reinstatement; and that Mr. Michael Doll's and Mr. Ward Mens' licenses to practice pharmacy in Minnesota be reinstated upon completion of the remaining requirements for the reinstatement of their licenses to practice. The motion passed.

A list of the names and states of previous registration of the candidates for licensure by reciprocity, who successfully passed the examination, is as follows:

<u>CERT #</u>	<u>NAME</u>	<u>STATE</u>
5846	Thomas M. Books	WI
5847	Meskerem Getachew	VA
5848	Shawn K. Guymon	AZ
5849	Patricia J. Kleppe	IL
5850	Steven E. Martinson	SD
5851	James R. Nielcen	IA



<u>CERT #</u>	<u>NAME</u>	<u>STATE</u>
5852	Robert L. Pullano	MA
5853	Agata J. Pustulka	NY
5854	Brent A. Schicker	WI
5855	Delbert D. Tippet	IA
5856	Wade M. Tranby	IL
5857	Kent J. Udulutch	WI
5858	Laurie W. Vogt	ID

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Aspen Pharmacy Bloomington, 7920 Cedar Ave. South, Bloomington, Minnesota 55420, by Mr. Daniel J. Aulwes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy, Benton Drive and 1st Street South, Sauk Rapids, Minnesota 56379, by Mr. John D. Benschoter, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Midwest IV Pharmacy, 17565 Highway 65 Northeast, Suite 150, Ham Lake, Minnesota 55304, by Mr. Larry Lindberg, pharmacist-in-charge. Accompanying the application to conduct Midwest IV Pharmacy, was a letter from Mr. Lindberg requesting variances relating to size of the licensed area, equipment required by a licensed pharmacy, and the naming of a pharmacist-in-charge. After thoroughly reviewing this application, a diagram of the proposed pharmacy, and Mr. Lindberg's letter and requested variances, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that the Board deny Mr. Lindberg's request for variances and deny the application for licensure, based on the proposed pharmacy's failure to comply with several of the requirements for licensure, including size of the licensed area, the minimum required equipment, and the naming of a pharmacist-in-charge. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. Mr. Holmstrom and Mr. Capiz described for the Board their disciplinary conference with Mr. Hugh E. Casey. The issues involving the allegations of unprofessional conduct, involving Mr. Casey, were settled through the issuance of a warning letter to Mr. Casey.

Mr. Holmstrom next described to the Board information he received, through the Board of Medical Practice, relating to the handling of chemical dependency cases by the various health licensing boards. Mr. Holmstrom shared the information with the Board and was, in turn, directed to incorporate some of the information into future Stipulations and Orders relating to chemical dependency cases that come before the Board.

Mr. Holmstrom next provided the Board with information he received, from the Office of the Attorney General, relating to the Americans with Disabilities Act. It was noted that some portions of the ADA will impact licensing boards in their examination and disciplinary processes. The matter was briefly discussed, but did not require formal action by the Board.

Mr. Holmstrom next presented to the Board a variance request submitted on behalf of University Park Pharmacy, 1690 University Avenue West, St. Paul, Minnesota 55104, by Ms. Michele Okposo, pharmacist-in-charge. Ms. Okposo now personally appeared before the Board to discuss a variance in the pharmacist to technician ratio at the University Park Pharmacy. After listening to Ms. Okposo's description of the operation of University Park Pharmacy and discussing the requested variance with her, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the variance requested be granted, subject to limitations allowing only one technician working with the ambulatory care pharmacist at any one time and subject also to a limitation of a two-to-one ratio of technicians of not more than two hours per day. The motion passed.

Mr. Holmstrom next presented to the Board a list of pharmacies who have submitted requests for approval of procedures developed for the use of supportive personnel. Mr. Henry Capiz then moved and Ms. Carol Peterson seconded that the pharmacies listed by Mr. Holmstrom be approved for the use of supportive personnel, in accordance with the procedures they have filed with the Board. The motion passed.

Mr. Holmstrom next presented to the Board a request for the use of supportive personnel from St. Francis Regional Medical Center, 325 West 5th Avenue, Shakopee, Minnesota 55379, submitted by Ms. Judith Quinn, pharmacist-in-charge. After carefully reviewing this application for the use of supportive personnel, Mr.\*Denise Groehler moved and Mr. Henry Capiz seconded that the application be denied at this time and that Mr. Holmstrom be directed to contact Ms. Quinn, requesting clarification of existing information and the supplying of additional information regarding the proposal. The motion passed.

\* Should be Ms. per May 20, 1992 Meeting.

Mr. Holmstrom next presented to the Board a list of continuing education programs, covering the period February 18, to March 24, 1992, that have been reviewed by the Continuing Education Advisory Task Force. After reviewing the programs listed, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the Board approve those programs recommended for approval by the Continuing Education Advisory Task Force and deny approval to those programs for which denial of approval is recommended.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist-Intern Jeffrey Huotari, relating to the recording of the final hours of his 1,500 hour internship requirement. After briefly discussing Mr. Huotari's request, Mr. Howard Juni moved and Mr. Henry Capiz seconded that the Board allow Mr. Huotari to record his final 180 hours of internship under the "less than twelve credits" category, even though Mr. Huotari will be taking a one credit laboratory class that will bring his total spring quarter credit load to exactly twelve credits. The motion passed.

The Board next identified dates for future Board meetings through January of 1993. The dates of future meetings are as follows:

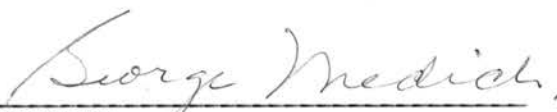
May 3-6, 1992	-	NABP Annual Meeting
May 20, 1992	-	Business Meeting (pharmacist board members appear at 8:00 a.m. to put together the laboratory portion of the June, 1992 Board exam.)
June 23, 1992	-	Board and Reciprocity Examinations
June 24, 1992	-	Board Examination
June 25, 1992	-	Business Meeting
July 29, 1992	-	Business Meeting
September 2, 1992	-	Business Meeting
September 16-18, 1992	-	District V NAPB/AACP Meeting
October 13, 1992	-	Reciprocity Examination
October 14, 1992	-	Business Meeting
December 2, 1992	-	Business Meeting
January 26, 1993	-	Board and Reciprocity Examinations
January 27, 1993	-	Board Examination
January 28, 1993	-	Business Meeting

At this time, Pharmacist Jim Alexander, coordinator of the Pharmacists-Aiding-Pharmacists chemical dependency support group, appeared before the Board to discuss the operation of PAP and familiarize Board members with the PAP program. After hearing from Mr. Alexander and discussing various chemical dependency issues with him, the Board thanked Mr. Alexander for sharing this information with them, after which Mr. Alexander departed from the meeting.

Mr. Holmstrom next presented to the Board information regarding legislative and regulatory activity at both the federal level, in regard to FDA's recently released compliance policy guidelines concerning compounding and manufacturing, and the state level, regarding various pieces of legislation impacting pharmacy practice or the Board of Pharmacy.

Mr. Holmstrom next presented to the Board a letter he recently received from Pharmacist Richard Braun, Pharmacy Supervisor of Shopko \* Pharmcies in Minnesota. Mr. Braun requested Board interpretation of Minn. Rule 6800.2900 as it relates to a document being provided to patients by Mayo Pharmacy in Rochester. After reviewing Minn. Rule 6800.2900 and the information received from Mr. Braun, the Board advised Mr. Holmstrom that the document in question does appear to be violative of the Board's rule. The Board directed Mr. Holmstrom to contact the pharmacist-in-charge of Mayo Pharmacy and advise him of this problem.

There being no further business at this time, President Medich adjourned the meeting.

  
\_\_\_\_\_  
PRESIDENT

  
\_\_\_\_\_  
EXECUTIVE DIRECTOR

\* Should read Pharmacies per May 20, 1992, Meeting

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

Board Meeting - April 9, 1992

Frank Pharmacy - Princeton

Meadowbrook Pharmacy - St. Louis Park

Merwin Drug - Robbinsdale

Oftedahl Drug - Madison

Riverside Pharmacy Corporation - Minneapolis

Syncor International - St. Paul

Target Pharmacy - Brooklyn Park

Target Pharmacy - West St. Paul

Walgreens Pharmacy - Apple Valley

Walgreen Pharmacy - Edina

Walgreens Pharmacy - Minneapolis

Wal-Mart Pharmacy - Dilworth

Wal-Mart Pharmacy - Fergus Falls

Wal-Mart Pharmacy - Grand Rapids

Wal-Mart Pharmacy - Hutchinson



MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-SECOND MEETING

May 20, 1992. At approximately 8:00 a.m., May 20, 1992, Board members George Medich, Henry Capiz, Denise Groehler, Wendy Simenson, and Howard Juni, together with the Board's Executive Director, Mr. David Holmstrom, met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of developing the laboratory practical examination that will become part of the general board examination given on June 23 and 24, 1992.

At approximately 9:00 a.m., May 20, 1992, the entire Board met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of April 8 and 9, 1992. Ms. Denise Groehler pointed out two typographical errors in the minutes. After the minutes were amended to correct the typographical errors, Mr. Ove Wangenstein moved and Mr. Howard Juni seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Fond du Lac Cair Pharmacy, 211 West 4th St., Duluth, Minnesota, 55801, by Lois Konzak, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge, for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Shopko Pharmacy, 125 Main Street North, Hutchinson, Minnesota 55350, by Mr. Bruce Burggraft, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Target Pharmacy, 4404 Highway 29 South, Alexandria, Minnesota 56308, by Mr. Kevin Jansen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Mr. Henry Capiz seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Target Pharmacy, 8600 Springbrook Drive, Coon Rapids, Minnesota 55433, by Mr. Rykart Sharpe, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreens Pharmacy, 14201 Morgan Ave. S, Burnsville, MN 55337, by Mr. George E. Evans, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The sixth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy, 1360 Town Center Dr., Eagan, MN 55123, by Mr. Douglas Kaasa, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The seventh application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Midwest IV Pharmacy, 17565 Highway 65 NE, Suite 150, Ham Lake, Minnesota 55304, by Mr. Larry Lindberg, pharmacist-in-charge. This application had been reviewed by the Board at its April meeting, but was not approved at that time. Mr. Lindberg now submitted new drawings to the Board, showing a revised licensed area and made other changes to the proposed operation of the pharmacy, and resubmitted the application, together with a request for a variance which would allow Mr. Lindberg to be named pharmacist-in-charge at both the existing Crosstown Drug and the New Midwest IV Pharmacy. Mr. Lindberg now personally appeared before the Board to discuss his application. After carefully reviewing the application and the new diagram of the proposed pharmacy, and after discussing the proposed operation of the pharmacy with Mr. Lindberg, Mr. Howard Juni moved and Ms. Denise Groehler seconded that a variance be granted Mr. Lindberg, which would allow him to be pharmacist-in-charge at both Crosstown Drug and Midwest IV Pharmacy for a period of six months, and that, having granted this variance, the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board then directed Mr. Holmstrom to inform Mr. Lindberg that, at the expiration of the six-month variance, it will expect a report back from Mr. Lindberg, either requesting an extension of the variance and describing the reasons it is necessary, or informing the Board of the identity of a new pharmacist-in-charge for Midwest IV Pharmacy.



The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature to be addressed by the Board was the presentation by Mr. Holley of a copy of the Settlement Stipulation in the matter of the pharmacist license of Mr. Dean C. Watson. The Settlement Stipulation was developed subsequent to a conference held April 16, 1992 with Mr. Watson. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Watson's consumption of alcohol in a manner which could cause conduct endangering public health.

The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Watson. Mr. Watson now, together with his legal counsel, personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Watson, Mr. Ove Wangensteen moved and Ms. Carol Peterson seconded that the Stipulation and Order be accepted by the Board and that Board President George Medich sign the document on the Board's behalf.

The second item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley of the Settlement Stipulation in the matter of the pharmacist's license of Mr. Craig T. Hall. The Settlement Stipulation was developed subsequent to a conference held April 21, 1992, with Mr. Hall. The purpose of the conference was to discuss allegations of unprofessional conduct based on numerous record keeping and practice violations.

The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Hall. Mr. Hall, together with his legal counsel, now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Hall, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Stipulation and Order be accepted by the Board and that Board President George Medich sign the document on the Board's behalf. The motion passed.

The final item of a quasi-judicial nature involved the appearance before the Board of Pharmacist Michael Roth. Mr. Roth had previously been the subject of disciplinary action by the Board relating to the theft and unauthorized use of controlled substance drugs. Mr. Roth has now completed his period of probation with the Board. Mr. Roth apprised the Board of the importance of urinalysis drug screens and the necessity for chemically dependent pharmacists to participate, in a continuing manner, in AA and other support groups. After hearing from Mr. Roth and determining that all of the conditions of probation have been met by Mr. Roth, the Board acknowledged the expiration of Mr. Roth's probation and wished him well.

The Board now returned to its general business session. Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. The list is attached to these minutes. Ms. Denise Groehler then moved and Mr. Ove Wangensteen seconded that the supportive personnel requests recommended for approval, by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Ken Lundblad, pharmacist-in-charge at White Mart Pharmacy in Alexandria, Minnesota. Mr. Lundblad's letter requests that the Board reconsider the limitations it placed on White Mart Pharmacy in conjunction with the variance to the ratio of technicians to pharmacists requested by White Mart at the Board's April meeting. After a lengthy discussion, Ms. Denise Groehler moved and Mr. Ove Wangensteen seconded that Mr. Holmstrom inform Mr. Lundblad that the position of the Board is accurately reflected in the letter sent to Mr. Lundblad at the conclusion of the Board's April meeting and that the limitations outlined in that letter accurately reflect the Board's intention in this regard. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Chaska Snyder Drug in Chaska, Minnesota, requesting a variance relating to the ratio of pharmacy technicians to pharmacists. After carefully reviewing the letter submitted by Pharmacist-in-charge Kathryn Jonsrud and after considerable discussion, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the variance requested be denied, but that Mr. Holmstrom, in communicating this to Ms. Jonsrud, encourage her to contact the Minnesota Pharmacists Association, since that organization has established a committee to look at technician issues and make recommendations to the Board on potential changes to the existing technician rules. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Judith Quinn, pharmacist-in-charge of St. Francis Regional Medical Center Pharmacy, clarifying her request for approval of the use of supportive personnel, which had previously been returned to her for additional information. After reviewing the new information provided by Ms. Quinn, Mr. Howard Juni moved and Ms. Denise Groehler seconded that St. Francis Regional Medical Center Pharmacy be approved for the use of supportive personnel as requested. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Joel Amundson, pharmacist-in-charge of Health One Mercy Hospital Pharmacy. Mr. Amundson is seeking a variance relating to the ratio of technicians to pharmacists. After discussing Mr. Amundson's request, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that Mr. Amundson's requested variance be denied and that, in communicating this action to Mr. Amundson, Mr. Holmstrom encourage him to contact the Minnesota Pharmacists Association and/or the Minnesota Society of Hospital Pharmacists, which both have committees in place addressing the various concerns relating to pharmacy technicians, with an eye toward making recommendations to the Board in the future. The motion passed.

At this time, the Board engaged in a lengthy discussion on the issue of pharmacy technicians and the positions being formulated by the various state and national pharmacy organizations relating to the use of technicians, credentialing of technicians, registration of technicians by licensing boards, etc. No official action of the Board was taken in this area at this time.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Thomas McKennell, Director of Continuing Education for the College of Pharmacy at the University of Minnesota. Mr. McKennell is requesting an opportunity to present a TV learning series on "Current Topics in Therapeutics" that will be presented this fall. Mr. McKennell is requesting an opportunity to announce to potential program participants, the availability of credit for attending this program in either the continuing education reporting period ending October 1, 1992, or the continuing education reporting period beginning October 1, 1992. After a brief discussion, Mr. Henry Capiz moved and Mr. Howard Juni seconded that the proposal by Mr. McKennell be approved and that Mr. Holmstrom communicate the same to Mr. McKennell. The motion passed.

At this time, Mr. Rayburn B. Vrabel, Director of Pharmacy at Rochester Methodist Hospital, appeared before the Board to discuss a letter he earlier provided the Board, requesting a declaratory judgment by the Board relating to a proposal to do all bulk compounding, for both St. Mary's Hospital in Rochester and Methodist Hospital in Rochester, at Methodist. Mr. Vrabel is requesting that the Board authorize this proposal in light of the fact that both hospitals are operated in conjunction with the Mayo Clinic and Mayo Foundation, and thus are ultimately reporting to a single administration.



After a lengthy discussion with Mr. Vrabel and a review of the recently released FDA Compliance Guidelines relating to the issue of compounding versus manufacturing, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that Mr. Vrabel's request that the Board declare the compounding proposal acceptable to the Board be denied. The motion passed with member Carol Peterson abstaining.

At this time, Pharmacist Charles Halstenson appeared before the Board to discuss a project being proposed by the Drug Evaluation Unit at Hennepin County Medical Center and the Regional Kidney Disease Program, also loosely affiliated with Hennepin County Medical Center. Mr. Halstenson is seeking guidance from the Board as to whether a pharmacy license should be obtained for a proposal to have pharmacists from the Drug Evaluation Unit prepare medications being used by the Regional Kidney Disease Program patients.

After a lengthy discussion with Mr. Halstenson, on exactly the situation being described and the relationship between the various parties involved, Mr. Howard Juni moved and Mr. Henry Capiz seconded that Mr. Holmstrom inform Mr. Halstenson that the Board is of the position that a pharmacy license will be necessary for the proposal outlined by Mr. Halstenson. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Mike Vettel regarding the proper way for pharmacists to supply medications to the emergency rooms of small hospitals, for dispensing by emergency room physicians at hours that community pharmacy services are not available. After carefully reviewing Mr. Vettel's letter and discussing the options available, Mr. Henry Capiz moved and Ms. Wendy Simenson seconded that Mr. Holmstrom inform Mr. Vettel that the procedure he developed for meeting the needs of the hospital emergency room is acceptable to the Board. The motion passed.

Mr. Holmstrom next presented to the Board the situation surrounding Board Candidate Susan H. Carter. Ms. Carter is a recently graduated pharmacy student who has applied to sit for the Board exam on June 23 and 24, 1992. Upon receipt of the exam application by the Board office, it was noted that Ms. Carter has been working at a pharmacy in Minnesota since March 23, 1992, without ever having been registered as a pharmacist-intern in Minnesota. After a brief discussion, the Board directed Mr. Holmstrom to issue a stern letter of warning to both Ms. Carter and to Pharmacist Steven Palazzari, pharmacist-in-charge at Virginia Regional Medical Center Pharmacy, where Ms. Carter is employed, advising them of the Board's concern over the lack of attention being paid to the necessity for licensure with the Board.

\* Should read, "registration" instead of "licensure" per June 25, 1992 Meeting.

Mr. Holmstrom next provided the Board with a copy of legislation, recently passed by the Minnesota Legislature, directing the Board to develop rules relating to patient counseling and prospective drug utilization review, required for the implementation of the OBRA '90 federal legislation.

Mr. Holmstrom next provided the Board with a copy of language being proposed by Chronimed Pharmacy for introduction at next year's legislative session. The proposed legislation would authorize Minnesota pharmacists to fill prescriptions for "orphan drugs," which might be controlled substances, even when those prescriptions are written by physicians not licensed or practicing in Minnesota.

Mr. Holmstrom next provided the Board with a request for guidance for pharmacists who are faced with the necessity of dispensing multiple bottles of reconstituted antibiotic suspensions where more than a two-week supply is called for in the prescription. Since the antibiotics, once reconstituted, have a very short expiration date, pharmacists are seeking guidance from the Board in how best to deal with the situation where multiple bottles are called for by the physician. After discussion, consensus was reached that the best situation is to require the patient to return to the pharmacy for each additional bottle of reconstituted antibiotic suspension, but that, if this was not possible due to geographic considerations, the second best procedure is for the pharmacist to pre-measure the appropriate diluent, label the antibiotic granules with a full prescription label, label the diluent bottle with appropriate identification, and provide the patient with complete directions on mixing the two for continuation of therapy beyond the original bottle, which is to be reconstituted by the pharmacist at the time of dispensing.

Mr. Holmstrom next requested guidance from the Board regarding the position that should be taken by Board surveyors when they encounter pharmacists in the rural areas, leaving their pharmacies without a pharmacist present and on duty and going home for lunch. After discussion, where some sympathy was expressed to pharmacists in solo practice in small communities, Mr. Holmstrom was directed to inform the surveyors and inform pharmacists in general that the Board's position is that a pharmacist must be present and on duty at all times that the pharmacy is open for business. If a pharmacist in solo practice intends to leave the pharmacy for lunch, it is expected that the licensed area will be locked until the pharmacist returns. It was pointed out during discussion, that pharmacists can avoid locking the entire store by remodeling their



prescription department to meet the Board's standards for licensure and licensing only that portion of their store. By licensing a reduced area of pharmacy, the pharmacist allows the general merchandise area to remain open for business during his absence.

Mr. Holmstrom next presented to the Board information regarding the Medication Errors Reporting Program being conducted by the United States Pharmacopeial Convention. After a brief discussion, the Board indicated that Mr. Holmstrom should cooperate with the USP in reporting medication errors that come to the Board's attention.

There being no further business at this time, President Medich adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-THIRD MEETING

At approximately 8:00 a.m., June 23, 1992, the Board met at the Sheraton-Midway Hotel, in St. Paul, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance.

At the same time, Pharmacy Board Surveyors, Lloyd Pekas and Stuart Vandenberg, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the written examination to candidates for licensure by examination. The written portions of the full board examination were administered in the ballroom at the Radisson University Hotel in Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications, were present to write the NABPLEX examination administered as part of the total board examination process:

Akbar J. Abdul-Haqq  
Kristine J. Arndt  
Frederick P. Ballot  
Carl G. Baumann, Jr.  
Kelly F. Becicka  
Loren D. Bell  
Luke D. Bialka  
Donna E. Blesener  
Daniel F. Bohmer  
Michele L. Boock  
Alan R. Brosseau  
Noelle L. Buckley  
Christian D. Catron  
Scott A. Chapman  
Sau-Man Cheng  
Belinda W. Cheung  
Julie A. Coborn  
Chris A. Coop  
James T. DaRosa  
Leslie K. Deem  
Lynnette K. Derscheid  
Jennifer A. Donaldson  
Joseph E. Duchene  
Vonda P. Dunlap  
Vicki L. Ellingrod  
Peggy J. Ellsworth  
Kimberly J. Erickson

Katherine A. Ermer  
James K. Feir  
Samuel D. Fine  
Colleen M. Fitzgerald  
Melanie K. Flynn  
Dana K. Forsberg  
Mary E. Foss  
Pamala A. Hallin  
Lori L. Halling-Kruk  
Shannon L. Halstenson  
Craig A. Hohn  
Judy A. Huether  
Foon V. Huie  
Jeffrey W. Huotari  
Lisa K. Iverson  
Karen R. Johnson  
Timothy C. Johnson  
Lisa R. Kent  
Richard J. Krikava  
Sherry L. Krueger  
Mary J. Kruize  
William G. Kuhlman  
Randy D. Kummerfeldt  
Dana L. Kusilek  
Lola Lawal  
Kurt C. Lee  
Deborah K. Lemke

Scott C Lindaman  
Jeffrey A. Loch  
Carol L. Martin  
Christopher J. Martinson  
Helen Y McDougall  
Lisa L. McLarty  
Ruth A. Moore  
Richard D. Mullvain  
Jill C Nelson  
Marla K Nitz  
Heidi J. Nogelmeier  
Lance J. Oyen  
Michael V. Pasquarella  
Ruth M. Reinarts  
Elizabeth M. Riegel  
Brenda I Rivera  
Alison K. Rutten  
Kenneth J. Schadewald  
Stacy J. Schiffler  
Steve C. Schmaedeke

Grant C. Schuth  
Ann M. Schwartzwald  
Sandra K. Seifert  
Judith M. Serson  
Ann M. Sonnenberg  
Susan M. Steffl  
Maryann E. Steiner  
Tracy M. Stodola  
Terry L. Storm  
Reiko F. Sugisaka  
Denise L. Talsma  
Angela M. Thene  
Ajayi Thomas-Ogunji  
James J. Tomsche  
Thomas R. Tschida  
Jennifer A. Vandendriessche  
Jason A. Varin  
Trudi L. Weber  
Susan M. Willman

Beginning at 9:15 a.m., at the conclusion of the written reciprocity examination, the Board members conducted the oral examination in jurisprudence required of the reciprocity candidates. Each of the following candidates appeared for the oral examination at the Sheraton-Midway Hotel, and each of the candidates is seeking reciprocity to Minnesota on the basis of his or her license in the state indicated:

NAME

STATE

Janet A. Brown  
Kim E. Christiansen  
Julie L. Cunningham  
Kenneth J. Denhard  
Susan M. Frazier  
Gregory E. Green  
Ann M. Hakes  
Michelle R. Henscheid  
Jill M. Kerrick  
Rhonda K. Kimminau  
Dana J. Kleveland  
Cathy A. Knapp  
Donna M. Leary  
Kathryn E. Lindhorst  
Meredith S. Mackaman  
Trudy M. Matthys

IA  
ND  
KY  
IA  
WI  
KY  
IL  
IA  
WA  
MO  
ND  
WI  
WI  
MO  
NV  
WI

Jan M. Monley	ND
Tamara M Nielsen	SD
Gregory O Penke	SD
Michael E. Resvick	IL
Mechelle D. Stemler	PA
Kyle Vance-Bryan	IA
Marigel Vargas-Ruiz	PR
Suzanne Whittaker-Jones	UT

In addition to the above reciprocity candidates, also taking the reciprocity examination, as part of a stipulated agreement relating to disciplinary matters with the Board, was Mr. Craig T. Hall.

In addition, Mr. Wesley Bohn participated in the reciprocity examination as part of the process for the reinstatement of his license to practice pharmacy in Minnesota, which he had allowed to lapse.

June 24, 1992. At approximately 8:00 a.m., June 24, 1992, the Board met at the College of Pharmacy, at the University of Minnesota, for the purpose of administering a laboratory practical examination in prescription compounding and patient profile use, to the candidates for licensure by examination. All Board members were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

In addition, the following laboratory examination retake candidate was present to write the laboratory practical examination:

Dane A. Opoien

Half of the candidates for licensure by examination participated in the laboratory practical examination in the morning while the other half presented themselves at the Radisson University Hotel again, for the purpose of writing an examination on state law. The law examination was administered by Board of Pharmacy Surveyors, Lloyd Pekas, Stuart Vandenberg, and Patricia Bellino.

Beginning at approximately 12:30 p.m., those candidates who participated in the laboratory practical examination in the morning presented themselves at the Radisson University Hotel to take the written examination in jurisprudence, while those who took the jurisprudence examination in the morning presented themselves at the College of Pharmacy to participate in the laboratory practical examination.

At approximately 3:30 p.m., all of the candidates again presented themselves at the Radisson University Hotel to participate in the Federal Drug Law Examination, required as a part of the examination process.

June 25, 1992. At approximately 9:00 a.m., June 25, 1992, the Board met in the Board of Pharmacy Conference Room at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance with the exception of Mr. George Medich. Consequently, Vice President Henry Capiz conducted the meeting. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of May 20, 1992. At the bottom of page seven of the minutes of May 20, it was pointed out that the word licensure should more appropriately be changed to the word registration. With that change being made, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the minutes be approved as amended. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Denise Groehler moved and Mr. Ove Wangensteen seconded that, having passed the written jurisprudence examination and an oral examination in pharmacy laws and ethics, the following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name. The motion passed.

NAME

STATE

Janet A. Brown	IA
Julie L. Cunningham	KY
Ann M. Hakes	IL
Michelle R. Henscheid	IA
Dana J. Kleveland	ND
Cathy A. Knapp	WI
Donna M. Leary	WI
Kathryn E. Lindhorst	MO
Meredith S. Mackaman	NV
Trudy M. Matthys	WI
Jan M. Monley	ND
Tamara M Nielsen	SD
Mechelle D. Stemler	PA
Kyle Vance-Bryan	IA
Marigel Vargas-Ruiz	PR



Ms. Groehler and Mr. Wangensteen then moved and seconded that, having achieved the required passing score on the jurisprudence examination, required for reinstatement of his license to practice, Mr. Wesley Bohn be reinstated as a licensed pharmacist upon completion of all other requirements for reinstatement. The motion passed.

Mr. Holmstrom next presented the grades from the laboratory portion of the full board examination for the candidate who is seeking licensure by examination and who was retaking only the laboratory portion of the full board examination. In conformity with Board policy established previously, the Board again established a score of 75 as the minimum passing score on the laboratory practical examination. With this passing score thus established, Ms. Denise Groehler moved and Mr. Ove Wangensteen seconded that the laboratory practical retake candidate, having achieved a score of not less than 75 on the laboratory practical examination, be granted licensure as a pharmacist. The motion passed.

In accordance with the above criteria, the following practical retake candidate was granted licensure as a pharmacist:

Dane A. Opoien

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application reviewed by the Board was submitted on behalf of Chanhassen Center Drug Inc., 7896 Market Blvd., Chanhassen, MN 55317, by Mr. David Busch, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of RKDP Metro Division Pharmacy, 914 South 8th St., Minneapolis, MN 55404, by Mr. Charles Halstenson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, wherein it was noted that the pharmacy has less than the required 400 square feet of space, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that, based on the unique nature of the RKDP

Metro Division Pharmacy, a variance be granted relating to the required square footage and that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The next application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreens Pharmacy, 4005 Vinewood Lane, Plymouth, MN 55447, by Mr. Vernon A. Kassekert, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented to the Board an application for licensure as a drug manufacturer, submitted by Shalem Products Inc., 9315 East Goodell Rd., Angora, MN 55703. Mr. Robert Plunkett, who is submitting the application, is requesting a variance from the Board's requirement that prohibits the issuance of a license for a drug wholesaler or drug manufacturer if the intended location of the operation is a private residence. Mr. Plunkett detailed the history of the operation and indicated that appropriate space had been allocated in a private residence and, based on prior history and the remodeling done to meet all of the requirements, requested a variance from the requirements of 6800.1400, subpart 2. After carefully reviewing the application, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the variance requested, and the application, be approved and a license issued subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with the Pharmacy Board rules relating to the licensure of drug manufacturers. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first issue of a quasi-judicial nature to be addressed by the Board was the performance of Mr. Craig T. Hall on the jurisprudence examination that he was required to take as one of the conditions of a Stipulation developed during the Disciplinary Conference held with Mr. Hall. Observing that Mr. Hall successfully passed the jurisprudence examination and completed all of the other requirements for reinstatement of his license, Mr. Ove Wangenstein moved and Ms. Carol Peterson seconded that the pharmacist license of Mr. Craig T. Hall be reinstated and

that he be placed on probation in accordance with the conditions required by the previous Order of the Board, which suspended Mr. Hall's license. The motion passed.

The next issue of a quasi-judicial nature was an update from Mr. Holmstrom on the status of the disciplinary matter involving Pharmacist Kathleen Dean. Mr. Holmstrom reported that Mr. Holley, the Board's attorney, had been in contact with an attorney allegedly representing Ms. Dean and had, just before leaving on vacation, sent a letter to Ms. Dean regarding that issue. No further developments or further information was available at this time.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Carol Peterson moved and Mr. Ove Wangenstein seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

The next item on the Board's agenda was the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval in meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, between the dates of March 24 and May 19, 1992, and again between the dates of May 20 and June 16, 1992, Ms. Denise Groehler moved and Mr. Howard Juni seconded that those programs recommended for approval be so approved and that those programs for which denial was recommended be denied. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter from past Board Member, Joseph Zastera, with suggestions for maintaining and improving the state jurisprudence examination question pool. The members of the Board agreed that Mr. Zastera's idea, that each Board member submit two or three new jurisprudence questions at each Board meeting, was a good one and ought to be implemented. No formal action by the Board was necessary or taken.

Mr. Holmstrom next described to the Board the need for a Personnel Committee to be developed to aid in the interviewing process for the candidates for the new pharmacy surveyor position that the Board is authorized to fill effective July 1. Mr. Holmstrom indicated that President Medich had indicated that a Personnel Committee, consisting of Vice President Henry Capiz, Board Members Howard Juni and Wendy Simenson, Senior Surveyor Lloyd



Pekas, and Executive Director, Mr. Holmstrom, should be established. Mr. Capiz, Mr. Juni, and Ms. Simenson agreed to serve on the Personnel Committee, as requested by President Medich.

Mr. Holmstrom next presented to the Board a copy of a letter he sent to Pharmacist Kathleen Lake regarding comments about the Board that she made, during a public presentation, that were both derogatory and erroneous. Ms. Lake was invited to meet with the Board to discuss her concerns and her comments, but Ms. Lake indicated in a return letter that she was unable to do so at this meeting. The Board directed Mr. Holmstrom to again invite Ms. Lake to discuss these issues at its next meeting.

At this time, Pharmacists Bonnie Senst, from United and Children's Hospital Pharmacy in St. Paul, Minnesota, and Deborah Swartwood, Executive Director of the Minnesota Society of Hospital Pharmacists, appeared before the Board to provide the Board with a six-month, interim update on the Tech-Check-Tech Program. Pharmacists Senst and Swartwood provided the Board with information relating to hospitals involved in the Tech-Check-Tech Program, the certification requirements for technicians to participate in the program, the total number of errors made by technicians involved in the program, and what new programs and services are being provided by pharmacists at the hospitals participating in the program, as a result of being freed from their technician checking responsibilities.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Brigitte Palmer, Director of Professional Pharmacies for Health East, regarding delivery of prescriptions to Health East employees at the Westgate Office Building from Health East's University Park Pharmacy, in St. Paul. Ms. Palmer is seeking the Board's position on whether these prescriptions for Health East employees, being dispensed from a Health East Pharmacy, can be left with the receptionist at the Westgate Office Building rather than with each individual patient. After discussing this situation and reviewing the Board's rules, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that Mr. Holmstrom be directed to inform Ms. Palmer that the Board expects prescriptions to be delivered directly to each patient personally and not be left with a receptionist. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. John Farley, Administrator of the Gil-Mor Manor, "Home For Senior Citizens" in Morgan, Minnesota. Mr. Farley describes a medication dilemma currently taking place at Gil-Mor Manor. The physician has ordered a 2.5 mg. dose of medication. The lowest dose medication commercially available is 5 mg. and the tablet is

apparently not scored to make breaking the tablet easier. The nurses at Gil-Mor Manor have requested that the pharmacist split the tablets or otherwise provide the home with an accurate dose of medication as prescribed by the physician. Mr. Farley is requesting the Board of Pharmacy's position on the splitting of medications, both scored and unscored, by pharmacists and/or nurses.

After a rather lengthy discussion, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Holmstrom inform Mr. Farley that it is the position of the Board of Pharmacy that the pharmacist dispense a dose of medication ready for administration as prescribed by the physician. Nurses should not have to try to accurately break tablets of pre-fabricated medication in order to administer the prescribed dose to the patient. The motion passed.

Mr. Holmstrom next presented to the Board a letter he has received from Pharmacist Gerald J. Peterson, Pharmacist-in-charge, Lake Region Hospital Pharmacy in Fergus Falls, Minnesota. Mr. Peterson is requesting that the Board allow the nursing supervisor from a nearby nursing home, which is owned by the hospital corporation, to enter the pharmacy after regular pharmacy hours and extract medications for nursing home residents that are deemed necessary and urgent. After a lengthy discussion, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the Board deny Mr. Peterson's request and that Mr. Holmstrom inform him that it is the Board's position that, if a nursing home patient needs medication that is not carried in the Home's emergency kit, the pharmacist, who has assumed responsibility for providing medications to that patient, be contacted to dispense the medication. Pharmacists who assume responsibility for providing medication to nursing home patients must be able to provide dispensing services when needed, not just when convenient. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Rayburn B. Vrabel, Director of Pharmacy-Central Supply at Rochester Methodist Hospital in Rochester, Minnesota. Mr. Vrabel is requesting the Board to reconsider the position it took at the meeting of May 20, 1992, after meeting with Mr. Vrabel and discussing with him his request for a variance or waivers relating to the sharing of bulk-compounded and/or prepackaged items between the two Rochester hospitals associated with the Mayo Clinic. After a brief discussion, Mr. Holmstrom was directed to inform Mr. Vrabel that the Board affirms its position previously taken. That position is that the sharing of bulk-compounded items or prepackaged items between the two hospitals would require licensure as a drug manufacturer by Rochester Methodist Hospital Pharmacy.



Mr. Holmstrom next presented to the Board a letter he received from the Board of Dentistry, requesting a Board of Pharmacy position on whether it is appropriate for dentists to prescribe Nicorette gum and/or nicotine patches to dental patients who desire to quit smoking. After a thorough discussion of the value of assisting individuals to quit smoking and of the dangers being demonstrated through inappropriate use of nicotine substitute products used in smoking cessation programs, the Board directed Mr. Holmstrom to communicate with the Board of Dentistry and inform them that it is the position of the Board of Pharmacy that, given recent findings and concerns regarding cardiac problems observed when patients continued to smoke while using nicotine substitute products, such as Nicorette gum or nicotine patches, and given the usual lack of on-going patient monitoring by dentists, the Board of Pharmacy would recommend that dentists not prescribe those products.

Mr. Holmstrom next presented to the Board a question posed by Pharmacist-Intern Kristin Jahnke regarding the appropriateness of pharmacist-interns delivering prescription medication to patients who are not able to pick it up at the pharmacy and to provide necessary patient counseling to these patients when a pharmacist is not present with the intern during the counseling. After some discussion, the Board directed Mr. Holmstrom to inform Ms. Jahnke that the Board's position is that interns may involve themselves in the delivery of prescriptions to patients and engage in required patient counseling so long as the intern clearly identifies themselves to the patient as a pharmacy student/intern and not a pharmacist, and so long as the intern reviews the counseling to be provided, with the pharmacist, before undertaking the responsibility of counseling and delivering the medication.

Mr. Holmstrom next pointed out to the Board that included in the material for the Board meeting is a copy of a Legal Orientation Handbook for Board members, developed by the Health Law Division of the Attorney General's Office. No formal action by the Board was required nor taken.

Mr. Holmstrom next presented to the Board several memos and letters regarding the use of pharmacy technicians in Minnesota and the apparent support within the profession for modification of the technician ratios and the need, perhaps, for a system of technician registration in addition to the change in allowable ratios. During discussions, the Board suggested that Mr. Holmstrom talk to the Boards of Pharmacy in Illinois, Washington, and other states that might have a technician registration requirement, to see what other states are doing in this regard.

Mr. Holmstrom next presented to the Board a copy of a document he received from the Minnesota Department of Human Services, who in turn had received the document from the Health Care Financing Administration of the federal government. The document requests comments regarding the proposed HCFA rules relating to the implementation of the OBRA '90 requirements that pharmacists provided prospective DUR and patient counseling for all Medicaid patients, beginning January 1, 1993. The Board generally discussed the requirements of OBRA '90. No formal action was required or taken.

Mr. Juni next brought to the Board's attention the need for a position regarding the issue of whether Minnesota pharmacists can fill prescriptions written by physicians in foreign countries, but presented for filling in the United States. After discussion regarding statutes and Board rules addressing this issue, the Board determined that the prescription must be written by a U.S. licensed physician in order to be valid, with the exception that, in communities adjacent to the Canadian border, pharmacists will be allowed to fill prescriptions written by Canadian physicians when the pharmacist personally knows the physician or the clinic from which the prescription originated.

After reviewing several items of an informational nature only and determining that there was no other business, Vice President Capiz adjourned the meeting.

  
VICE PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

June 25, 1992

Snyder Brothers Drug - St. Paul

Family Drug Mart - Virginia

Medicine Shoppe - Rochester

Pamida Pharmacy - E. Grand Forks

Pamida Pharmacy - Virginia

Paynesville Corner Drug - Paynesville

Shopko Pharmacy - Hutchinson

Sterling Drug - Worthington

Walgreens - Blaine

Walgreens - Sauk Rapids

Walgreens - St. Louis Park

Wal-Mart Pharmacy - Owatonna

Zoss Drug - Minnetonka

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-FOURTH MEETING

At approximately 8:30 a.m., July 29, 1992, the Board met in the Board of Pharmacy Conference Room, at 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present, as was the Board's Executive Director, Mr. David E. Holmstrom.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of June 23, 24, and 25, 1992. Mr. Henry Capiz moved and Ms. Wendy Simenson seconded that the minutes of the six hundred sixty-third meeting of the Minnesota Board of Pharmacy, held June 23, 24, and 25, 1992, be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, and to applications to remodel and re-license existing pharmacies, which have been submitted to the Board since its last meeting. The first application to conduct a new pharmacy was submitted on behalf of Group Health Pharmacy, 1300 63rd Ave. N., Maple Grove, MN 55369, by Mr. Jeffrey Walling, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Target Pharmacy, 3900 N Highway 52, Rochester, MN 55901, by Mr. Rykart Sharpe, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Mr. Ove Wangenstein seconded that, the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.



The first application for a remodeled and re-licensed pharmacy was submitted on behalf of Fairfax Family Drug, by Mr. Ronald J. Hanson, owner of the pharmacy. After reviewing the drawings submitted by Mr. Hanson and reviewing the letter describing what is being proposed, the Board still was unable to fully understand what area was being proposed for licensure. As a result, the Board directed Mr. Holmstrom to contact Mr. Hanson and obtain additional information.

The second application for remodeling and re-licensure was submitted on behalf of Crosslake Drug, by Mr. Harvey Kack, pharmacist-in-charge. After reviewing the diagram of the proposed remodeling and a letter describing the proposal, the Board addressed the issue of access to the washroom, by clerical staff from the non-licensed area. If the area proposed for licensure and enclosure, by Mr. Kack, is approved, clerical staff in the unlicensed area will not have access to the washroom, without either entering the secured area or using washroom facilities from the business next door. After discussing this issue, the Board directed Mr. Holmstrom to inform Mr. Kack that it will approve the request for remodeling and re-licensure on condition that Mr. Kack make arrangements with the business adjacent to the pharmacy for the use of their washroom by clerical staff in the unlicensed area of Crosslake Drug. The Board wants it made clear to Mr. Kack that, once the pharmacy is closed and secured, clerical staff are not to enter the secured area.

Mr. Holmstrom next present to the Board a letter he received from Pharmacist John Loch, regarding the desire to cooperate in shipping pharmaceuticals to a "sister city" in the Soviet Union. After reviewing Mr. Loch's letter and discussing the issue, Mr. Henry Capiz moved and Mr. Howard Juni seconded that Mr. Holmstrom inform Mr. Loch that it is permissible for him to participate in the "sister city" project without obtaining licensure as a drug manufacturer, but that no controlled substance drugs should be included in the shipments made as part of this initiative. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Jacob Miller, Assistant Vice President of Professional Relations for Wyeth-Ayerst Laboratories, regarding Pharmacist-Intern David B. Gregornik and Mr. Gregornik's participation in the National Pharmaceutical Council/APhA Academy of Students of Pharmacy Industrial Internship Program. Mr. Miller is requesting that the Board consider Mr. Gregornik's participation in the Industrial Internship Program for internship credit. After discussion of the request by Mr. Miller, Ms. Denise Groehler moved



and Ms. Carol Peterson seconded that Mr. Gregornik be informed that the Board will allow up to 400 hours of internship experience for participation in the NPC Industrial Internship Programs, but that Mr. Gregornik will be required to provide the Board with a detailed description of his work experiences in the program, at the completion of it. The motion passed.

Mr. Holmstrom next presented to the Board a list of pharmacies that have submitted requests for the use of supportive personnel, which meet the Board's requirements in that regard and which are being recommended for approval. The list is attached to these minutes. Mr. Howard Juni then moved and Ms. Carol Peterson seconded that the supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

At this time Pharmacists Allen Porter, of Cub Pharmacy in Coon Rapids; Mark Bell, of Cub Pharmacy in Blaine; and Mike Schwartzwald, of Cub Pharmacy in Brooklyn Park, appeared before the Board to request variances to the one-to-one ratio of supportive personnel to pharmacists at each of their respective pharmacies. After receiving the information presented by Mr. Porter, Mr. Bell, and Mr. Schwartzwald and after thoroughly discussing the request being made, Mr. Henry Capiz moved and Ms. Carol Peterson seconded that the variance requested be denied. Mr. Holmstrom, in communicating this to Mr. Porter, Mr. Bell, and Mr. Schwartzwald, was directed to encourage them to continue to make preparations for patient counseling and the provision of prospective drug use review and was directed to encourage them to contact the Minnesota Pharmacists Association, since that organization has established a committee to look at the technician issue and make recommendations to the Board on potential changes to the existing technician rules. The motion passed.

At this time, Ms. Kristin Young, Administrator of Pharmacy Clinic Operations for Group Health, Inc.; Mr. Garrick Campbell, Pharmacy Supervisor at Group Health Riverside Medical Center; and Ms. Sandra Shirek, Pharmacy Supervisor at Group Health Como Medical Center, appeared before the Board to discuss their request for a variance from the technician ratio. Ms. Young presented the Board with a detailed proposal on the use of technicians at Group Health Riverside and Como Pharmacies and indicated that similar, but not identical, procedures would be developed for each of the other Group Health clinics. After hearing from Ms. Young, Mr. Campbell, and Ms. Shirek, and after thoroughly discussing the Group Health proposal, Mr. Howard Juni moved and Mr. Henry Capiz seconded that, in view of the well controlled and well documented nature of this request, the Board approve the variance requested by Ms. Young, on behalf of Group Health Pharmacies, as a pilot project designed to

study the use of additional supportive personnel in a clinic setting, subject to several conditions. These conditions are that the ratio of technicians to pharmacists not exceed two to one; that copies of work plans for each Group Health pharmacy be submitted to the Board; that the variance be granted for a one-year period of time only; and that Ms. Young provide the Board with information regarding documented errors and documented patient acceptance at the end of six months and again at the end of one year. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Ruth Englund, at Valley View Drug in Edina, Minnesota, requesting a variance from the one-to-one technician to pharmacist ratio. After reviewing Ms. Englund's letter and again discussing her request, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that: (1) because Ms. Englund's request can be differentiated from that of Snyder Drug, which was approved as a pilot project previously, and Group Health Pharmacy, which was approved as a pilot project in a clinic setting at this meeting, in that those requests represented well documented, controlled, scientific studies regarding the feasibility of using additional technicians and Ms. Englund's request is simply a request for additional personnel due to business volume; and, (2) in that the Board is expecting a recommendation from the Minnesota Pharmacists Association, regarding a potential change in the Board's rules relative to the use of supportive personnel; Ms. Englund's request for a variance be denied. The motion passed.

Mr. Holmstrom next presented to the Board a request from Pharmacist Marlin Narr, pharmacist-in-charge at United Pharmacy Associates of Minnesota, 7445 Glenwood Avenue, Golden Valley, Minnesota 55427, regarding the use of technicians for computer entry under a system where the technicians would be working in a "computer room" outside of the licensed pharmacy area and would be working without direct pharmacist supervision, from time to time, at hours that the pharmacy was not open. After reviewing the information submitted by Mr. Narr, Ms Denise Groehler moved and Ms. Wendy Simenson seconded that the request by Mr. Narr be denied on grounds that the pharmacy technicians will be working in an area outside of the licensed pharmacy, and will be working unsupervised by a pharmacist. The motion passed.

Mr. Holmstrom next presented to the Board a letter from the Minnesota Pharmacists Association, indicating that the Association, in reviewing policies on pharmacist and technician ratios in the Board rules, has developed a position in favor of an increase in the current ratio for community pharmacies to two technicians for every one pharmacist.

While this is not exactly a request that the Board change its rules relating to the use of technicians, it does appear to indicate that the Minnesota Pharmacists Association would support a change if one were proposed by the Board, relative to the use of technicians. After a lengthy discussion on the use of technicians and the potential changes to the Board rules, Ms. Denise Groehler moved that the Board add to its draft of proposed rules changes a change that would change the ratio of technicians to pharmacists to one-to-one plus fifty percent, and that pharmacies may apply for variances for specific, detailed programs. The motion died for lack of a second. After additional discussion of the technician issue, the issue was tabled until the Board's next meeting, at which time the issue will be discussed again.

At this time, Pharmacist Kathleen Lake appeared before the Board, at the Board's invitation, to discuss comments she made and concerns she might have regarding the Board of Pharmacy being an impediment to the advancement of the pharmacy profession. During the course of discussions with Ms. Lake, Ms. Lake explained that her comments were meant to reflect her perceptions of boards of pharmacy generally; but not necessarily the Minnesota Board of Pharmacy, which she indicated is among the more progressive of pharmacy licensing boards. After hearing from Ms. Lake, the Board thanked her for her views and Ms. Lake departed from the meeting.

The Board next turned its attention to the performance of candidates for licensure by examination who completed the examination process on June 23 and 24, 1992. Having first determined that, in grading the examination, the NABPLEX portion of the exam should be weighted at 65% of the total, the Board's own laboratory practical examination at 20% of the total, and the average score on the Federal Drug Law Examination and the Board's own jurisprudence examination weighted at 15% of the total; Ms. Denise Groehler moved and Mr. Howard Juni seconded that those candidates who received a general average of 75 or better, not less than 75 on their laboratory practical examination, not less than 75 on their jurisprudence average score, and not less than 75 on their NABPLEX examination, be granted licensure as a pharmacist. The motion passed.

Candidates who successfully passed the examination are as follows:

<u>CERT. #</u>	<u>NAME</u>	<u>REGIS. #</u>
5877	Akbar J. Abdul-Haqq	15408
5878	Frederick P. Ballot	15409
5879	Carl G. Baumann, Jr.	15410
5880	Kelly F. Becicka	15411

<u>CERT #</u>	<u>NAME</u>	<u>REGIS. #</u>
5881	Luke D. Bialka	15412
5882	Donna E. Blesener	15413
5883	Daniel F. Bohmer	15414
5884	Michele L. Boock	15415
5885	Alan R. Brosseau	15416
5886	Noelle L. Buckley	15417
5887	Christian D. Catron	15418
5888	Scott A. Chapman	15419
5889	Sau-Man Cheng	15420
5890	Belinda W. Y. Cheung	15421
5891	Julie Coborn	15422
5892	Chris A. Coop	15423
5893	Leslie K. Deem	15424
5894	Lynnette K. Derscheid	15425
5895	Jennifer A. Donaldson	15426
5896	Joseph E. Duchene	15427
5897	Vicki L. Ellingrod	15428
5898	Peggy J. Ellsworth	15429
5899	Kimberly J. Erickson	15430
5900	James K. Feir	15431
5901	Samuel D. Fine	15432
5902	Melanie K. Flynn	15433
5903	Dana K. Forsberg	15434
5904	Mary E. Foss	15435
5905	Pamala A. Hallin	15436
5906	Lori L. Halling-Kruk	15437
5907	Craig A. Hohn	15438
5908	Foon V. Huie	15439
5909	Jeffrey W. Huotari	15440
5910	Lisa K. Iverson	15441
5911	Karen R. Johnson	15442
5912	Timothy C. Johnson	15443
5913	Lisa R. Kent	15444
5914	Richard J. Krikava	15445
5915	Sherry L. Krueger	15446
5916	William G. Kuhlman	15447
5917	Randy D. Kummerfeldt	15448
5918	Lola Lawal	15449
5919	Kurt C. Lee	15450
5920	Deborah K. Lemke	15451
5921	Scott C. Lindaman	15452
5922	Jeffrey A. Loch	15453
5923	Carol L. Martin	15454
5924	Christopher J. Martinson	15455
5925	Helen Y. McDougall	15456
5926	Lisa L. McLarty	15457
5927	Ruth A. Moore	15458



<u>CERT #</u>	<u>NAME</u>	<u>REGIS. #</u>
5928	Richard D. Mullvain	15459
5929	Jill C. Nelson	15460
5930	Marla K. Nitz	15461
5931	Heidi J. Nogelmeier	15462
5932	Lance J. Oyen	15463
5933	Ruth M. Reinarts	15464
5934	Kenneth J. Schadewald	15465
5935	Stacy J. Schiffler	15466
5936	Steven C. Schmaedeke	15467
5937	Grant C. Schuth	15468
5938	Ann M. Schwartzwald	15469
5939	Susan M. Steffl	15470
5940	Tracy M. Stodola	15471
5941	Terry L. Storm	15472
5942	Reiko F. Sugisaka	15473
5943	Denise L. Talsma	15474
5944	Angela M. Thene	15475
5945	Ajayi Thomas-Ogunji	15476
5946	Dana L. Timmers	15477
5047	James J. Tomsche	15478
5948	Thomas R. Tschida	15479
5949	Jennifer A. Vandendriessche	15480
5950	Jason A. Varin	15481
5951	Trudi L. Weber	15482
5952	Kristine J. Arndt	15483
5953	James T. DaRosa	15484
5954	Alison K. Rutten	15485

Mr. Holmstrom next presented to the Board information he received from the Food and Drug Administration, regarding an opportunity to submit a request for a proposal for a contract whereby the Board of Pharmacy would assume responsibility for detecting and monitoring certain manufacturers and distributors of legend medical gases. After discussing this opportunity, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that Mr. Holmstrom be authorized to proceed with the development and the filing of a proposal as offered by FDA. The motion passed.

Mr. Holmstrom next provided the Board with an update on the proposed rule changes and substantial discussion ensued regarding the soon to be effective patient counseling and DUR requirements of OBRA '90. No formal action was taken.

Mr. Holmstrom next provided the Board with information regarding the District V NABP/AACP meeting of the boards of pharmacy and colleges of pharmacy of the five-state region and

Manitoba, scheduled for September 16 - 18, 1992, in Des Moines, Iowa. After discussing the many advantages of maintaining a close working relationship with the boards of pharmacy in the neighboring states and with the colleges of pharmacy from which the Board receives its candidates for licensure, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that all Board members and the Board's Executive Director be authorized to attend the NABP/AACP District V meeting at Board expense. The motion passed.

There being no further business at this time, President Medich adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

July 29, 1992

Good Neighbor Pharmacy - Minneapolis

K-Mart Pharmacy - Fairmont

K-Mart Pharmacy - Duluth

LakeWood Health Ctr. Pharmacy - Baudette

Pamida Pharmacy - Thief River Falls

Pharmacy Corp. of America - Fridley

Snyder Drug - Rochester

Stemp Drug - Chatfield

Target Pharmacy - St. Cloud

Thrifty White Drug - Marshall

Ulven Drug Store - Spring Grove

Walgreens - Richfield

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-FIFTH MEETING

At approximately 8:30 a.m., September 2, 1992, the Board met in the Board of Pharmacy Conference Room, at 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present with the exception of Board President George Medich. Mr. Henry Capiz, Board Vice President, conducted the meeting. Also in attendance were the Board's Executive Director, Mr. David E. Holmstrom and the Board's Legal Counsel, Mr. Robert Holley.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of July 29, 1992. Mr. Ove Wangensteen moved and Ms. Denise Groehler seconded that the minutes of the six hundred sixty-fourth meeting of the Minnesota Board of Pharmacy, held July 29, 1992, be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, and to applications to remodel and re-license existing pharmacies, which have been submitted to the Board since its last meeting. The first application to conduct a new pharmacy was submitted on behalf of Cash Wise Pharmacy, 495 West N St., Owatonna, MN 55060, by Mr. Jeffrey White, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of In Home Services Pharmacy, 2250 County Rd. C, Roseville, MN 55113, by Ms. Debra Shultz, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that, the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of South Central Minnesota Home Infusion Therapy Pharmacy, 404 East Main St., Mapleton, Minnesota 56065, by Mr. Ron Hartmann, Pharmacist-in-charge. In



that South Central Minnesota Home Infusion Therapy Pharmacy was proposed for licensure within an existing licensed pharmacy and in that Mr. Hartmann is already Pharmacist-in-charge of the existing pharmacy, variances from the Board were necessary, relative to obtaining two licenses for the same location and relative to the same individual being pharmacist-in-charge at both licensed facilities. After a thorough discussion of the issues involved here, Ms. Denise Groehler moved and Mr. Ove Wangensteen seconded that a variance, allowing Mr. Hartmann to be Pharmacist-in-charge at both facilities, be granted for a one-year period of time and that the application for licensure be approved, subject to successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy, 8000 Lakeland Avenue, Brooklyn Park, Minnesota 55445, by Mr. Douglas Kaasa, District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth application, to conduct a new pharmacy, to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy, 2202 East Highway 7, Montevideo, Minnesota 56265, by Mr. Douglas Kaasa, District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Ove Wangensteen moved and Ms. Denise Groehler seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The sixth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy, 5815 Norell Avenue, Oak Park Heights, Minnesota 55082, by Mr. Douglas Kaasa, District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, \*Denise Groehler moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

\* Should be: Ms.

The seventh application, to conduct a new pharmacy, to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy, 1410 East Bridge St., Redwood Falls, Minnesota 56283, by Mr. Douglas Kaasa, District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy,\*Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to the proposal, by Mr. Ronald J. Hanson of Fairfax Family Pharmacy, regarding the remodeling and licensing of a reduced area of the pharmacy. This request was first on the Board's agenda for their July 29, 1992 meeting. The Board could not determine, from the information submitted by Mr. Hanson at that time, what precisely was being requested for licensure. Mr. Hanson subsequently submitted some additional information and the issue is now before the Board once again. In the new information submitted by Mr. Hanson, Mr. Hanson offers two options; the second option being the submission of some plans that are not yet completed to the Board. This being the case, the Board again deferred action on Mr. Hanson's proposal and directed Mr. Holmstrom to request one of the Board surveyors to visit with Mr. Hanson, inspect the premises involved, and discuss potential options with Mr. Hanson.

Mr. Holmstrom next presented to the Board a request from W. Edward Peterson for a meeting with a Complaint Review Panel to discuss reinstatement of his previously surrender\*\*license to practice pharmacy. Chairman Capiz requested volunteers to serve on the Complaint Review Committee to meet with Mr. Peterson. Ms. Wendy Simenson agreed to serve on the Committee at a yet to be determined date.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force, relative to programs submitted for approval in meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, between the dates of June 16 and August 18, 1992, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that those programs recommended for approval be so approved and that those programs, for which denial of approval was recommended, be denied. The motion passed.

\* Should be Ms.

\*\* Should be surrendered

The Board next turned its attention to matters of a quasi-judicial nature.

The first issue of a quasi-judicial nature to come before the Board was the allegation that Thomas O Vegoe was in violation of a previous Order of the Board, issued February 27, 1991, placing Mr. Vegoe on probation with certain conditions. Since Mr. Holmstrom and Mr. Holley prepared the allegations of violation of probation against Mr. Vegoe, Special Assistant Attorney General Jacqueline Albright represented the Board in its deliberations. At the conclusion of its discussions, the Board issued Findings of Fact, Conclusions, and a new Order in the matter of the pharmacist license of Mr. Vegoe.

The next item of a quasi-judicial nature was the appearance of Ms. Kathleen A. Johnson before the Board. Ms. Johnson was the subject of a previous Stipulation and Order of the Board and was subject to a period of probation which is now ending. Ms. Johnson appeared before the Board to discuss her compliance with the terms of the probation. After hearing from Ms. Johnson and acknowledging compliance with the terms of probation, the Board wished Ms. Johnson continued success and excused her from the meeting.

At this time, Mr. Clayton Whitehead and Mr. Ed Pelant, from Snyder Drug Stores Corporate Offices, appeared before the Board to discuss requests for a variance relating to the pharmacy Interlink Software computer system, developed for Snyders, and a variance relating to the continuation of the technician demonstration project, developed by Snyders.

Mr. Whitehead and Mr. Pelant first described the pharmacy Interlink Software program and its operation in the transfer of prescriptions between Snyder's twenty-four hour pharmacies and their other corporate pharmacies. While the system is not a common database system, it does allow a pharmacist from one Snyder Pharmacy to transfer, electronically, prescription records from another pharmacy. After discussing the Interlink system with Mr. Whitehead and Mr. Pelant, Ms. Denise Groehler moved and Mr. Howard Juni seconded that an indefinite variance be granted allowing Snyders to utilize this system. The motion passed.

Mr. Whitehead and Mr. Pelant next described the current status of the technician demonstration project at Snyder Drug Stores. The program involves eight pharmacies, which are in various stages of implementation of the patient counseling program on the part of Snyder pharmacists. After thoroughly discussing the status of the technician demonstration project at Snyder Drug Stores, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the Board approve



the continuation of the project for those Snyder Pharmacies that have been re-staffed and/or remodeled to implement the patient counseling by pharmacists that is required in order to justify the two technician to one pharmacist ratio; that the two-to-one ratio of technicians to pharmacists is tied directly to the provision of patient counseling by pharmacists and may not be utilized at any pharmacy that is not providing patient counseling or at times when patient counseling is not being provided; and that any other pharmacies proposed for addition to the program be submitted on an individual, case by case basis to the Board for review. The motion passed.

The Board next welcomed pharmacists, Linda Strand and MaryAnn Tomechko to the meeting to discuss the current status of the demonstration project involving the implementation of "Pharmaceutical Care" in select Minnesota pharmacies. Ms. Strand and Ms. Tomechko reviewed for the Board the goals of the demonstration project and the current status to date. They indicated that, at a future date, they would perhaps be requesting variances, on the part of their demonstration project pharmacies, relating to the use of pharmacy technicians and perhaps other areas.

The Board next welcomed past Board Member Doris Calhoun to the Board's meeting to provide the Board with additional information regarding internship credit for specialty externships available to University of Minnesota pharmacy students. After discussing the specialty externship programs with Ms. Calhoun, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board grant internship credit for these specialty externships on the basis of 40 hours for each University credit assigned to the externship and that, if the student is also taking 12 or more credits at the same time as they are participating in the specialty externships, the specialty externship hours will be categorized as "concurrent time" hours and will be assigned to the "400 hour pot" of internship credit, while, if the student is taking 11 credits or less concurrently with the specialty externship, the student will get full-time internship credit. The motion passed.

Mr. Holmstrom next presented to the Board recommendations of the Continuing Education Advisory Task Force regarding mandated continuing education programming in pharmaceutical care issues. At the Board's meeting of July 29, 1992, the Board received a recommendation, from Pharmacist Kathleen Lake, regarding the mandating of 10 hours of continuing education programming in the areas of pharmaceutical care, patient counseling, and/or drug use review for each pharmacist. The Board referred the matter to the CEATF.



The Continuing Education Advisory Task Force considered this issue at its August 18 meeting. Mr. Holmstrom reported to the Board that the recommendations from the CEATF are that the Board not mandate these programs, but instead encourage the College of Pharmacy, the Minnesota Pharmacists Association, and the Minnesota Society of Hospital Pharmacists to make these types of programs available to Minnesota pharmacists on a regular basis.

By consensus, the Board agreed with the recommendation of the CEATF and will encourage programming addressing issues in pharmaceutical care, by the College of Pharmacy, the Minnesota Pharmacists Association, and the Minnesota Society of Hospital Pharmacists.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Anthony Menart, requesting an extension of time in filing his continuing education credits that will be due October 1. After discussing Mr. Menart's request, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the Board extend Mr. Menart's due date for continuing education to January 1, 1993. The motion passed.

Mr. Holmstrom next presented to the Board a request for a variance he received from Pharmacist Ric Renner at Meadowbrook Pharmacy in St. Louis Park. Mr. Renner is requesting a variance that would allow the return of certain expensive injectable medications used by patients of a reproductive endocrinologist practicing in the Meadowbrook Medical Building. Mr. Renner is seeking authority to accept for credit: Menotropins (Pergonal), Urofollipion (Metrodin), Human Chronic Gonadotropin, and subcutaneous Leuprolide (Lupron). After discussing the requested variance, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the variance be granted, however, after further discussion by the Board, the motion was withdrawn and Mr. Holmstrom was directed to contact Mr. Renner for information on stability of these items and information on how Mr. Renner can guarantee that the drugs have been stored properly when out of the control of the pharmacist.

Mr. Holmstrom next presented to the Board two requests he has received from Pharmacist E. T. Michael, Pharmacist-in-charge of Syncor Pharmacy in St. Paul, Minnesota. Mr. Michael is requesting an extension of an existing variance, held by Syncor, and is requesting a second variance regarding the return of certain radio-pharmaceuticals for credit.

Mr. Michael is requesting an extension of a variance previously granted Syncor that allows Syncor to dispense non-therapeutic, diagnostic radio-pharmaceuticals to hospitals without specific patient names on the labels. After a brief discussion,

Ms. Denise Groehler moved and Mr. Howard Juni seconded that this variance be continued for another year. The motion passed.

The Board next began discussion of Mr. Michael's request for a variance that would allow the return of two radio-pharmaceuticals under certain circumstances. After discussing Mr. Michael's request, the Board acted to table action on this request at this time and directed Mr. Holmstrom to obtain additional information from Mr. Michael regarding this request. It was suggested that, perhaps, Board Surveyor Lloyd Pekas should visit the pharmacy and discuss this issue with Mr. Michael.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Lily Ying, Pharmacist-in-charge, University of Minnesota Hospitals Outpatient Pharmacy. Ms. Ying is requesting that the Board review a procedure being proposed for use at the hospital for the dispensing of antiviral medications to hospital employees who have been exposed to HIV infected body substances. The procedure is an attempt by the hospital to maintain confidentiality as to the identity of exposed employees while still maintaining the services and dispensing functions of the hospital's pharmacy. After some discussion, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board grant approval of this proposal for a six-month trial basis and request that Ms. Ying report back to the Board, in six months, on the success of this procedure. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Ms. Ann Sonnenberg, an unsuccessful candidate for licensure, who participated in the June Board exam. Ms. Sonnenberg requested that the Board re-grade her laboratory practical examination, taking into consideration that she was required to utilize crutches during the examination due to a recent foot injury. In response to Ms. Sonnenberg's request, the Board members reviewed each of the laboratory practical examination problems, taking into consideration Ms. Sonnenberg's lack of mobility on the examination date. The re-grading determined that Ms. Sonnenberg's errors were those of dosing and mathematics, primarily, which, in the opinion of the Board, would not have been affected by her mobility or lack thereof. The Board further noted that Ms. Sonnenberg finished all of the prescriptions involved, whereas some fully mobile candidates did not. The Board then directed Mr. Holmstrom to contact Ms. Sonnenberg and inform her that the grade she received on the laboratory practical examination will stand as it was reported.

Mr. Holmstrom next presented to the Board a request from June Board candidate, MaryAnn Steiner, and other candidates who were unsuccessful in passing the jurisprudence portion of the June Board

examination. These candidates are requesting an opportunity to retake the Minnesota portion of the jurisprudence exam on October 13, when a reciprocity examination in jurisprudence will be offered to candidates for licensure by reciprocity. After a brief discussion, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board offer the candidates from the June Board examination, who were unsuccessful in passing the jurisprudence portion of the examination, an opportunity to retake the Minnesota portion of the jurisprudence examination on October 13, 1992. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received, from Pharmacist Jeffrey Prosch, Pharmacist-in-charge of Quality Care Pharmacy in Minneapolis, Minnesota, requesting an exemption from the requirement of doing a moisture permeability study on unit dose packaging materials in systems used to package nursing home prescriptions that are being proposed for return. Mr. Prosch is requesting the Board to take into consideration moisture permeability testing done by the manufacturer of the packaging equipment and eliminate the requirement that Mr. Prosch do his own moisture permeability test on finished packaging produced at his pharmacy. After a brief discussion, the Board directed Mr. Holmstrom to inform Mr. Prosch that it will expect moisture permeability tests done at the pharmacy, by pharmacy employees, in order to accept returns under the proposed system.

Mr. Holmstrom next presented to the Board a letter regarding internship of Melissa G. Binder, who is participating in an NPC sponsored internship at McNeil Pharmaceuticals. Ms. Binder submitted documents to the Board regarding her internship experience during the past summer. The issue to be determined is how many hours of internship credit she should receive. After reviewing the documents provided, the Board directed Mr. Holmstrom to inform Ms. Binder that 400 hours of internship credit will be granted for her work at McNeil Laboratories and those 400 hours will be categorized in the "400 hour pot" made up of concurrent time hours and other non-traditional internship time.

Mr. Holmstrom next presented to the Board a letter he received from the Board of Dentistry in Minnesota, regarding their position on the prescribing of nicotine patches by dentists. The Board of Pharmacy had previously expressed concern over the required patient monitoring and the importance of complete patient drug histories being taken prior to the prescribing of these products, when patients only visit their dentist on a periodic basis.



After some discussion, the Board did not contest the Dental Board's position that prescribing of nicotine patches does fall within the scope of practice, but the Board continues its concern regarding the patient monitoring required for these products. The Board directed Mr. Holmstrom to inform pharmacists, who inquire about dispensing nicotine patches prescribed by dentists, that they expect the pharmacist to assume responsibility for making sure the patient is properly monitored during therapy with nicotine patches.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Denise Groehler moved and Mr. Howard Juni seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved.

The Board next turned its attention to its proposed rules revisions and the issue of the use of technicians. After a thorough discussion, Ms. Denise Groehler moved and Mr. Howard Juni seconded that Mr. Holmstrom add to the proposed rules a rule change expanding the allowable ratio of technicians to two technicians to one pharmacist and a requirement that all technicians be required to register with the Board of Pharmacy before assuming the position as pharmacy technicians. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Julie Miller, Pharmacy Supervisor at the Ritchie Medical Plaza Pharmacy in St. Paul, Minnesota. Ms. Miller is seeking Board approval of procedures established to fill Schedule II prescriptions for terminally ill cancer patients, of the Health One Hospice Program. Ms. Miller enclosed a copy of a letter she sent to Mr. Carl Dahl at the Drug Enforcement Administration, memorializing points made during a telephone conversation with Mr. Dahl. Some of the procedures being proposed for use at Ritchie Medical Plaza Pharmacy are not totally in compliance with existing interpretations of drug enforcement regulations, but it appears, from the letter to Mr. Dahl, that Mr. Dahl was of the opinion that DEA would not pursue the issues of non-compliance in this particular situation. After a discussion of these issues, the Board directed Mr. Holmstrom to contact Ms. Miller and indicate that, in light of DEA's apparent acquiescence to the procedures, the proposed program at Ritchie may be implemented on its proposed start-up date of September 8, but that the Board would like some additional information about the program from Ms. Miller and that she is invited to address the Board at its meeting of October 14, to discuss the program further.



At this time, the Board addressed itself to Board Surveyors, Lloyd Pekas and Patricia Bellino, who were making themselves available to discuss issues found during their field inspection visits and answer questions the Board may have regarding issues and trends found by Board Surveyors during their inspection visits.

There being no further business at this time, Vice President Henry Capiz adjourned the meeting.

  
VICE PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

September 2, 1992

Adams Drug - Adams

Anderson Drug - Cambridge

Boynton Health Service Pharmacy - Minneapolis

Community Health Center Pharmacy - Two Harbors

D & L Pharmacy - Detroit Lakes

Erickson's More 4 Pharmacy - Fergus Falls

Group Health Pharmacy - Bloomington

Group Health Pharmacy (Uptown) - Minneapolis

K-Mart Pharmacy - Hibbing

Marsden Drug - Waconia

Methodist Hospital Outpt. Pharmacy - St. Louis Park

Mpls. Children's Med. Ctr. Pharmacy - Minneapolis

Minnewaska District Hospital Pharmacy - Starbuck

Pine Island Health Mart - Pine Island

Service Drug Inc. - Detroit Lakes

Shopko Pharmacy #2060 - Albert Lea

Vadnais Heights Pharmacy - Vadnais Heights

Walgreens Pharmacy #2496 - Burnsville

Walgreen Pharmacy - New Hope

Wal-Mart Pharmacy - Mankato

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-SIXTH MEETING

At approximately 8:00 a.m., Tuesday, October 13, 1992, the Board met at the Radisson University Hotel, in Minneapolis, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance. Also present was the Board's Executive Director, Mr. David Holmstrom. Appearing to write the examination, in addition to the candidates for licensure by reciprocity, were: Mary J. Kruize, Brenda I. Rivera, Judith M. Serson, and Maryann E. Steiner, who were taking the examination as a result of their failure to obtain a passing score on the jurisprudence portion of the examination given, as part of the full board examination process, in June, 1992.

Beginning at 9:15 a.m., at the conclusion of the written reciprocity examination, the Board members administered the required oral examination in jurisprudence and professional ethics to the reciprocity candidates. Each of the following candidates appeared for the oral examination, which was also held at the Radisson University Hotel. Each of the candidates is seeking reciprocity to Minnesota on the basis of his or her licensure in the state indicated:

<u>NAME</u>	<u>STATE</u>
Deborah D. Alexander	MS
Lance A. Carlsen	IA
Kim E. Christiansen	ND
Paula E. Clay	IA
Timothy J. Connor	MA
Kenneth J. Denhard	IA
Renwyck Elder	NM
Susan M. Frazier	WI
David E. Gorman	IN
Gregory E. Green	KY
Micheline M. Grondin	CT
Patricia J. Hedrick	PA
Robert J. Karpel	IL
Jill M. Kerrick	WA
Rhonda K. Kimminau	MO
Savitre Lenis	NY
Monique M. Landry	MT
Teresa M. Mergens	ND
Jay M. Norberg	SD
Wendy A. O'Connell	ND
Gregory O. Penke	SD
Andrew P. Pesch	WI

Michael E. Resvick	IL
Deborah M. Schumacher	SD
Tina M. Scribante	VA
Cynthia M. Sowinski	WI
Mary E. Stoikes	NY
Barbara D. Tang-Rauhauser	SD
Robert E. Wells	LA
Suzanne Whittaker-Jones	UT

At approximately 8:30 a.m., October 14, 1992, the Board met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance at the meeting. Also in attendance were the Board's Executive Director, Mr. David E. Holmstrom and the Board's Legal Counsel, Mr. Robert Holley.

The first order of business was a review of the minutes of the meeting of September 2, 1992. After Ms. Denise Groehler pointed out typographical errors on pages 2 and 3 of the minutes, Mr. Ove Wangenstein moved and Mr. Henry Capiz seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Drug Express Pharmacy, 110 West Main, New Prague, MN 57071, by Mr. Dale Otto, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Pamida Pharmacy, Rural Route 4, Box 17, Aitkin, MN 56431, by Mr. Steven Buth, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Howard Juni seconded that, the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.



The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreen Pharmacy, Clifflake Road and Rahn, Eagan, Minnesota 55122, by Mr. George Evans, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to an application to remodel Russell's Pharmacy, in Minneapolis, Minnesota, submitted by Mr. Terry Baldwin, pharmacist-in-charge. Mr. Baldwin seeks to remodel the pharmacy and reduce the licensed area to a minimum of 400 square feet, incorporating the prescription department and surrounding area. After reviewing and discussing Mr. Baldwin's proposal, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that Mr. Baldwin's remodeling proposal be approved. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature to be addressed by the Board was a presentation, by Mr. Holley, of the Settlement Stipulation in the matter of the pharmacist's license of Mr. Thomas S. Kassmir. The Settlement Stipulation was developed subsequent to a conference held August 25, 1992, with Mr. Kassmir. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Kassmir's consumption of controlled substance drugs, for which he did not have a prescription, and the unauthorized diversion of those drugs from his employer. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Kassmir. Mr. Kassmir now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Kassmir, Mr. Henry Capiz moved and Mr. Howard Juni seconded that the Stipulation and Order be accepted by the Board and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

The second item of a quasi-judicial nature to come before the Board was a presentation, by Mr. Holley, of the Settlement Stipulation in the matter of the pharmacist's license of Mr. Howard H. Rupprecht. The Settlement Stipulation was developed subsequent to a conference held September 9, 1992, with Mr. Rupprecht. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Rupprecht's consumption of

controlled substance drugs, for which he did not have a prescription, and the unauthorized diversion of those drugs from his employer. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Rupprecht. Mr. Rupprecht now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Rupprecht, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Stipulation and Order be accepted by the Board and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

The third item of a quasi-judicial nature to come before the Board was a presentation, by Mr. Holley, of the Settlement Stipulation in the matter of the pharmacist's license of Mr. Galen M. Schultz. The Settlement Stipulation was developed subsequent to a conference held September 15, 1992, with Mr. Schultz. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Schultz's consumption of controlled substance drugs, for which he did not have a prescription, and the unauthorized diversion of those drugs from his employer. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Schultz. Mr. Schultz now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Schultz, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the Stipulation and Order be accepted by the Board and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

The fourth item of a quasi-judicial nature to come before the Board was a presentation, by Mr. Holley, of the Settlement Stipulation in the matter of the pharmacist's license of Mr. David T. Giorgi. The Settlement Stipulation was developed subsequent to a conference held September 11, 1992, with Mr. Giorgi. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Giorgi's consumption of controlled substance drugs, for which he did not have a prescription, and the unauthorized diversion of those drugs from his employer. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Giorgi. Mr. Giorgi now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Giorgi, Mr. Ove Wangenstein moved and Mr. Henry Capiz seconded that the Stipulation and Order be accepted by the Board and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

The fifth item of a quasi-judicial nature to come before the Board was a presentation, by Mr. Holley, of the Settlement Stipulation in the matter of the pharmacist's license of Mr. Nathan L. Seip. The Settlement Stipulation was developed subsequent to a conference held September 29, 1992, with Mr. Seip. The purpose of the conference was to discuss allegations of unprofessional conduct based on the dispensing of various legend drugs and controlled substances, by Mr. Seip, without authorization of the prescribing practitioner and other record keeping and practice violations. The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Seip. Mr. Seip, together with his legal counsel, now personally appeared before the Board to discuss the Stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Seip and his attorney, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Stipulation and Order be accepted by the Board and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

At this time, the Board returned to its general session.

Mr. Holmstrom next presented to the Board a letter from Mr. Andrew Sanders, pharmacist-in-charge of Snyder Drug, Miracle Mile Shopping Center, Rochester, Minnesota, requesting a variance from the Board with respect to the ratio of supportive personnel to pharmacists. After reviewing the information submitted by Mr. Sanders, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the variance, related to the ratio of pharmacy technicians to pharmacists, requested by Mr. Sanders be denied. In making this motion, Ms. Groehler cited the lack of sufficient information to support the variance request and the fact that the Board will soon be addressing the issue of technician ratios, in general, in its rulemaking. The motion passed.

Mr. Holmstrom next presented to the Board a request for a variance, from the ratio of supportive personnel to pharmacists, submitted on behalf of Walgreens Pharmacy, 7593 Brooklyn Boulevard, Brooklyn Park, Minnesota 55443, by Mr. Robert W. Hammons, pharmacist-in-charge. After reviewing Mr. Hammons' request, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the variance requested by Mr. Hammons be denied. In making this motion, Ms. Groehler cited the lack of sufficient information to support the variance request and the fact that the Board will soon be addressing the issue of technician ratios, in general, in its rulemaking. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Mr. Clayton Whitehead, Manager of Pharmacy Operations for Snyder Drug Stores, regarding the technician demonstration project underway at



various Snyder corporate pharmacies. At the Board's previous board meeting, the decision was made to retract the variances previously granted Snyders for those stores in the demonstration project that had not yet implemented the planned remodeling and patient counseling, and require a return to a one-to-one ratio of technicians to pharmacists. Snyders is now informing the Board that three of the pharmacies, in which the two-to-one ratio had been retracted, were now reorganized and prepared to engage in patient counseling. Snyders was, thus, requesting a reinstatement of the two-to-one ratio in those pharmacies. Snyders further requested that the Board reinstate the two-to-one ratio in three other pharmacies that are scheduled for remodeling by the Board's next meeting. After thoroughly discussing the issues involved and the information provided by Mr. Whitehead in his letter to the Board, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the two-to-one ratio of supportive personnel to pharmacists be reinstated for Stores #1, #54, and #37, in which the remodeling has been completed, but that the two-to-one ratio be denied for Stores #10, #41, and #59, until the remodeling is actually completed. Mr. Holmstrom was directed to inform Mr. Whitehead that requests for the reinstatement of the two-to-one ratio for Stores #10, #41, and #59, may be submitted by Snyders at the Board's December meeting. The motion passed.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that those supportive personnel requests recommended for approval, by Mr. Holmstrom, be so approved. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, it was moved, by Mr. Ove Wangensteen, and seconded, by Ms. Denise Groehler that, having passed the jurisprudence examination and oral examination on pharmacy laws and ethics, the following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name. Further, it was moved and seconded that those candidates participating in the examination as a result of having been unsuccessful in passing the jurisprudence examination given as part of the June full-board examination, be granted licensure as pharmacists if their scores, on this examination and their scores on the Federal Drug Law examination, are each in excess of a score of 75. Finally, it was moved and seconded that the NABPLEX retake candidate, who retook the NABPLEX exam in another state and will transfer the score to Minnesota, be granted licensure if the transferred score is greater than 75. The motion passed. A list

\* Should read, "was moved"



of the names and states of previous registration of the candidates for licensure by reciprocity, who successfully passed the examination, is as follows:

<u>CERT. #</u>	<u>NAME</u>	<u>STATE</u>
5958	Deborah D. Alexander	MS
5959	Lance A. Carlsen	IA
5960	Kim E. Christiansen	ND
5961	Paula E. Clay	IA
5962	Timothy J. Connor	MA
5963	Kenneth J. Denhard	IA
5964	Renwyck Elder	NM
5965	Susan M. Frazier	WI
5966	David E. Gorman	IN
5967	Jill M. Kerrick	WA
5968	Monique M. Landry	MT
5969	Teresa M. Mergens	ND
5970	Jay M. Norberg	SD
5971	Wendy A. O'Connell	ND
5972	Gregory O. Penke	SD
5973	Andrew P. Pesch	WI
5974	Michael E. Resvick	IL
5975	Deborah M. Schumacher	SD
5976	Tina M. Scribante	VA
5977	Cynthia M. Sowinski	WI
5978	Mary E. Stoikes	NY
5979	Barbara D. Tang-Rauhauser	SD
5980	Suzanne Whittaker-Jones	UT

The following jurisprudence and NABPLEX retake candidates were also granted licensure as pharmacists:

<u>CERT. #</u>	<u>NAME</u>
5982	Colleen M. Fitzgerald
5983	Michael V. Pasquarella
5984	Brenda I. Rivera
5985	Judith M. Serson
5986	Maryann E. Steiner
5981	Shannon L. Wendorff

Mr. Holmstrom next presented to the Board numerous requests for extensions of time in which to meet the continuing education requirements, for Minnesota pharmacists, that were due to be reported to the Board on October 1, 1992. After reviewing many of the requests for extension and discussing the extension issue, Ms.

Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Holmstrom be authorized to grant extensions requested to January 1, 1993. The motion passed.

At this time, the Board welcomed pharmacists, Julie Miller and Bruce Scott to the Board's meeting. Ms. Miller and Mr. Scott are appearing before the Board to request Board concurrence with variances granted the Ritchie Medical Plaza Pharmacy and the United Hospitals Hospice Program by the Federal Drug Enforcement Administration. The variances have to do with the transmission of controlled substance prescriptions by fax machines, the signing of Schedule II prescriptions before dispensing, the dispensing of emergency quantities in excess of a 72-hour supply, and the phoning in of prescriptions for Schedule II substances in other than true emergency situations. After hearing from Ms. Miller and Mr. Scott and discussing the issues involved, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the Board recognize the variances granted by DEA and authorize the Ritchie Medical Plaza Pharmacy to proceed with the policies developed for hospice patients, but that they be requested to keep the Board informed of issues arising during the provision of pharmacy services to hospice patients, and report back to the Board in six months time. The motion passed.

At this time, the Board welcomed Mr. Charles Daniels and Mr. Shabir Somani to the meeting. Mr. Daniels and Mr. Somani are Associate Directors of Pharmacy Services at the University of Minnesota Hospitals and Clinic. They are appearing before the Board to brief the Board on an automated dispensing system, that will soon be installed at the University of Minnesota Hospital Pharmacy, which makes use of a robotic device which is used to automatically fill patient-specific unit dose cassettes on a daily basis. After hearing from Mr. Daniels and Mr. Somani and discussing the technological innovations of the automated pharmacy station with them, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that Mr. Holmstrom request Mr. Daniels and Mr. Somani to establish policies, at the University of Minnesota Hospital Pharmacy, that will call for pharmacists to initially check all doses picked by the APS system and establish documented accuracy rates before reducing the checking of picked doses; that will call for all errors in picking, committed by the APS system, to be recorded and establishes a plan of how doses will be picked should the APS system malfunction. Further, that Mr. Holmstrom should invite Mr. Daniels and Mr. Somani to report back to the Board three months after the APS system becomes operational at the University of Minnesota Hospital Pharmacy. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Rayburn V. Vrabel, pharmacist-in-charge at Rochester Methodist Hospital Pharmacy. Mr. Vrabel is requesting an extension of a previously granted variance to Minn. Rule 6800.2700, subpart 1, regarding the return of certain drugs used in the Mayo Fertility Clinic. After reviewing Mr. Vrabel's request, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the variance extension requested be granted for another one-year period of time. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Charles E. Halstenson, pharmacist-in-charge of the RKDP Metro Division Pharmacy. Mr. Halstenson is requesting the authority to move the RKDP Metro Division Pharmacy and to obtain a series of waivers given the unique nature of the Regional Kidney Disease Program Pharmacy. After carefully reviewing the request, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that the move be authorized and the waivers granted for an indefinite period of time, as long as the focus of the pharmacy remains the same. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Eric T. Michael, pharmacist-in-charge of Syncor Pharmacy in St. Paul, Minnesota. Mr. Michael is requesting a variance from the Board which would allow the pharmacist-initiated deviations from package insert restrictions for certain radiopharmaceuticals and the return of certain radiopharmaceuticals to the pharmacy for credit and re-issuance. After reviewing Mr. Michael's request and after reviewing a report from Pharmacy Surveyor Lloyd C. Pekas, filed after his visit to Syncor Pharmacy wherein these issues were discussed with Mr. Michael, Mr. Henry Capiz moved and Ms. Denise Groehler seconded that the Board recognize the Nuclear Regulatory Commission position granting Syncor the requested variances and that the Board grant similar variances for a period of one year. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist John Flack, of Syncor Pharmacy in Moorhead, Minnesota, requesting an interpretation of the Board's previously granted variance allowing nuclear medicine technologists to answer emergency calls on weekends and holidays when the nuclear pharmacy is not open. Mr. Flack is requesting guidance on whether the nuclear medicine technologist can initial the prescription order filled during the time they are covering the "call" and, thus meet the Board's certification requirement, which calls for each prescription order to be initialed by a pharmacist. After discussing this issue, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that Mr. Holmstrom be directed to inform Mr.



Flack that it is the position of the Board that a procedure should be set up at Syncor Pharmacy for the pharmacist to review any dispensing performed by nuclear medicine technologists as soon as possible after such dispensing has occurred and to initial the prescription order at that time, thus meeting the Board's certification requirement. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist-Intern Christine A. Lesch. Ms Lesch is seeking internship credit for her internship experience obtained at Pharmacia Deltec, Arden Hills, Minnesota, during this past summer. After reviewing the description of the internship experiences obtained at Pharmacia Deltec, by Ms. Lesch, Mr. Henry Capiz moved and Ms. Wendy Simenson seconded that Ms. Lesch be granted 364 hours of internship experience for her work at Pharmacia Deltec and that these hours be categorized as falling within the "400-hour pot" composed of current-time internships, non-traditional internships, and elective clerkships. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Chi-Yeow Stuart Koe, a pharmacist-intern. Mr. Koe is seeking internship credit for internship experience obtained at Paddock Laboratories this past summer. Mr. Koe is seeking 407 hours of internship for this non-traditional internship experience. After reviewing Mr. Koe's documentation, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Koe be granted 400 hours of internship credit for his work experience at Paddock Laboratories and that these hours be categorized as falling within the "400-hour pot" of internship experience. The motion passed.

Mr. Holmstrom next present to the Board a letter from Pharmacist-Intern Michele Pongowski. Ms. Pongowski is seeking Board approval to participate in an international pharmaceutical student exchange program, whereby pharmacy students from the United States work at externship\*cites in foreign countries during the summer months. After discussing the issues involved in this situation, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that Ms. Pongowski be informed that the Board's position is that it will not give credit for foreign internships, in that pharmacy practice is so different from that practiced in the United States and the experience is generally not transferrable, but that, if she (Ms. Pongowski) wants to participate in the program on her own and submit further information about her experience after the fact, the Board will review it and consider granting some internship credit for that experience. The motion passed.

\* Should read, "sites"



Mr. Holmstrom next presented to the Board a letter he received from Pharmacist-Intern David Gregornik requesting internship credit for his work experience at Wyeth-Ayerst Laboratories, as part of an NPC summer internship program. Mr. Gregornik is seeking 450 hours of internship for this non-traditional internship experience. After reviewing Mr. Gregornik's documentation, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Gregornik be granted 400 hours of internship credit for his work experience at Wyeth-Ayerst Laboratories and that these hours be categorized as falling within the "400-hour pot" of internship experience. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Ms. P. Lynn Torsher, a pharmacist licensed in Canada, who is seeking an opportunity to become licensed to practice pharmacy in Minnesota. Ms. Torsher has completed the examination process developed by the Foreign Pharmacy Graduate Examination Commission and has been certified by that agency. Ms. Torsher is now seeking Board recognition of her previous experience as a licensed pharmacist in Canada as meeting the Board's 1,500 internship requirement. After discussing the similarities in pharmacy practice between the United States and Canada and reviewing the work history of Ms. Torsher, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the Board recognize Ms. Torsher's previous experience, as a licensed pharmacist in Canada, as meeting the Board's 1,500 hour internship requirement. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from the Smoke Free 2000 Coalition, reporting on illegal sales of cigarettes to under-age individuals by various Minnesota pharmacies. After briefly discussing the issues involved here, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that Mr. Holmstrom suggest to the Smoke Free 2000 Coalition people that they write to the Minnesota Pharmacists Association and request an opportunity to provide a letter-to-the-editor on this issue, for the Minnesota Pharmacists Magazine, and that Mr. Holmstrom write to the pharmacist-in-charge of each of the pharmacies listed, advising them of the need to establish policies appropriately restricting sales of tobacco products. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Dick Bleck, pharmacist-in-charge at Park Nicollet Medical Center Pharmacy. Mr. Bleck is seeking guidance on whether Park Nicollet can restrict the filling of Schedule II prescriptions to Park Nicollet physicians, dentists with whom the pharmacists at Park Nicollet are familiar, and patients who are referred out by Park Nicollet physicians to a physician whose practice would normally include the use of Schedule II substances, such as

surgeons or oncologists. After a brief discussion, Mr. Holmstrom was directed to write to Mr. Bleck, advising him that pharmacists are allowed to use their own best professional judgment in determining whether restrictions, on the filling of prescriptions for drugs of abuse, are appropriate.

Mr. Holmstrom next presented to the Board a letter he received from Clayton Whitehead, Manager Pharmacy Operations, for Snyder Drug, requesting a delay in the implementation of the suspension, of the license of Pharmacist Thomas Vegoe, issued by the Board at its last meeting. After some discussion of the issues involved here, Mr. Whitehead was contacted by telephone and informed that the Order of the Board, issued in the Vegoe matter, called for the immediate suspension of Vegoe's license and no delays in the imposition of the suspension would be forthcoming. Further, Mr. Holmstrom was directed to send a copy of the Stipulation and Order, in the Vegoe matter, to Mr. Whitehead (Vegoe's employer) and, in the future, in any disciplinary case involving an actual suspension of a pharmacist's license, to send a copy of the Board's Order to the employer of that pharmacist.

Mr. Holmstrom next presented to the Board information regarding the budgeting process for Fiscal Years 1994 and 1995 and the directives he has received from the Governor's Office in this regard. No Board action was requested or taken.

There being no further business at this time, President Medich adjourned the meeting.

George Medich.  
PRESIDENT

David C. Holmstrom  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

October 14, 1992

Haugan's Pharmacy - Preston

Snyder Brothers Drug - Duluth

Walgreens Pharmacy - Golden Valley

Walgreens Pharmacy - Minneapolis

Walgreens Pharmacy - Plymouth

Wal-Mart Pharmacy - Hermantown


STATE OF MINNESOTA  
BOARD OF PHARMACY  
ORDER OF DELEGATION

PLEASE TAKE NOTICE that the Minnesota Board of Pharmacy (hereinafter "Board"), by the undersigned, George Medich, its President, by virtue of the authority vested in it by statute, particularly by authority of Minn. Stat. §§ 151.01 et seq. and 214.10 (1990), and pursuant to a motion of the Board duly adopted at a regularly scheduled meeting held on October 14, 1992, does hereby delegate to

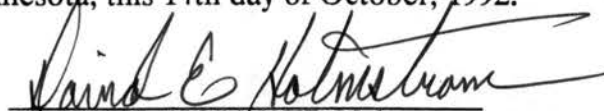
DAVID E. HOLMSTROM

executive director of the Board, the authority to perform all the duties and responsibilities of the executive director, including the signing of notices of conference, subpoenas, notices and orders for hearing, stipulations and orders and other official documents on behalf of the Board.

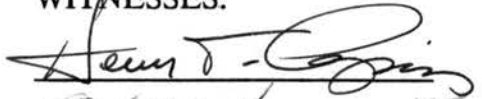
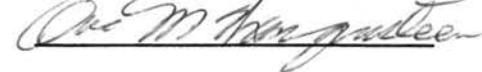
I TESTIFY that I have signed this document in St. Paul, Minnesota, this 14th day of October, 1992.

  
GEORGE MEDICH  
President  
Board of Pharmacy

IN ACKNOWLEDGEMENT OF THE ABOVE DELEGATION, I, David E. Holmstrom, sign this document in St. Paul, Minnesota, this 14th day of October, 1992.

  
DAVID E. HOLMSTROM  
Executive Director  
Board of Pharmacy

WITNESSES:



MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SIXTY-SEVENTH MEETING

At approximately 8:00 a.m., December 2, 1992, the Board of Pharmacy met at the main pharmacy at Abbott Northwestern Hospital in Minneapolis, Minnesota for the purpose of participating in a tour of the institution in order to gain familiarity with the operations of a large hospital pharmacy and to discuss issues relating to hospital pharmacy practice with several directors of pharmacy services at large hospitals in Minnesota. All members of the Board were present, as was the Board's Executive Director, Mr. David Holmstrom.

Upon completing the tour and discussions at Abbott Northwestern Hospital, the Board reconvened in the Board of Pharmacy conference room at 2700 University Avenue West in St. Paul, Minnesota for the purpose of conducting a general business meeting. All members of the Board were in attendance, as was the Board's Legal Counsel, Mr. Robert Holley, and the Board's Executive Director, Mr. David Holmstrom.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of October 13 & 14, 1992. After pointing out typographical errors on pages 6, 10, and 11, Ms. Carol Peterson moved and Ms. Denise Groehler seconded that the minutes be approved as amended. The motion passed.

The next item on the agenda was a discussion, led by Mr. Henry Capiz and Mr. Howard Juni, addressing the Board's previous position prohibiting staff from working part-time on weekends at local pharmacies should they choose to do so. After discussing the advantages of allowing staff to maintain their pharmacy skills and update their knowledge of current conditions and problems within the profession by practicing pharmacy on a part-time basis, the advantage in terms of additional income, this would provide for staff in view of the retrenchments and salary freezes occurring in State government and the potential problems associated with conflict of interest situations that might arise, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the Board reverse its previous position and allow staff the opportunity to practice pharmacy on a part-time basis, should they choose to do so, provided that they keep the Executive Director informed at all times as to the location and extent to which they are practicing pharmacy so that conflict of interest situations can be avoided. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature to come before the Board was presentation by Mr. Holley of the settlement stipulation in the matter of the Pharmacist license of Ms. Cynthia Luzius. The settlement stipulation was developed subsequent to a

conference held September 30, 1992 with Ms. Luzius. The purpose of the conference was to discuss allegations of unprofessional conduct based on findings by the Board of Pharmacy surveyors that Ms. Luzius, as Pharmacist-in-Charge of Poirier Pharmacy in Faribault, Minnesota, had allowed an unlicensed individual, namely Ms. Luzius' husband whose license to practice pharmacy is currently under suspension, to practice pharmacy. The settlement stipulation has been agreed to, accepted by, and signed by Ms. Luzius. Ms. Luzius now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Ms. Luzius, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that the stipulation and order be accepted by the Board, and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

The second item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley of a settlement stipulation in the matter of the pharmacist license of Mr. F. Luke Wesley. The settlement stipulation was developed subsequent to a conference held October 28, 1992 with Mr. Wesley. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Wesley's consumption of controlled substance drugs, for which he did not have a prescription, and the unauthorized diversion of those drugs from his employer. The settlement stipulation has been agreed to, accepted by, and signed by Mr. Wesley. Mr. Wesley now presently appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Wesley, Mr. Henry Capiz moved and Mr. Ove Wangenstein seconded that the stipulation and order be accepted by the Board and that the Board's Executive Director, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature to come before the Board was the presentation by Mr. Holley of a settlement stipulation in the matter of the Pharmacist license of Mr. Wallace Edward Peterson. The settlement stipulation was developed subsequent to a conference held November 4, 1992 with Mr. Peterson. The purpose of the conference was to discuss the reinstatement of Mr. Peterson's license to practice pharmacy, which had been surrendered to the Board on November 29, 1989. The settlement stipulation now before the Board has been agreed to, accepted by, and signed by Mr. Peterson. Mr. Peterson now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Peterson, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the stipulation and order be accepted by the Board and that the Board's Executive Director, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed.

The fourth item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley of a settlement stipulation in the matter of the Pharmacist license of Ms. Joanne Pfeiffer Hojem. The settlement stipulation was developed subsequent to a conference held October 6, 1992 with Ms. Hojem. The purpose of the conference was to discuss allegation of unprofessional conduct based on findings of various practice deficiencies by Board of Pharmacy surveyors. The settlement stipulation has been agreed to, accepted by, and signed by Ms. Hojem. Ms. Hojem now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Ms. Hojem, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the stipulation and order be accepted by the Board and that Board President, Mr. George Medich, sign the document on the Board's behalf. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since it's last meeting. The first such application was submitted on behalf of Bay Area Health Center Pharmacy in Silver Bay, Minnesota by Mr. Roger McDannold, Pharmacist-in-charge. In addition to the application to conduct the Bay Area Health Center Pharmacy, as shown in the blueprints accompanying the application, Mr. McDannold is requesting temporary licensure as a pharmacy of a drug room previously utilized by dispensing physicians at the Silver Bay location. After carefully reviewing the application and a diagram of the proposed new pharmacy and after thoroughly discussing the request for temporary license, Ms. Denise Groehler moved and Mr. Henry Capiz seconded that the application for licensure of the new area proposed as the Bay Area Health Center Pharmacy be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board Rules dealing with licensure, but that Mr. McDannold's request for temporary licensure of the dispensing physician drug room be denied in that it does not meet the requirements for licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Coborn's 5th Avenue Pharmacy in St. Cloud, Minnesota, submitted by Mr. Richard Dorn, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to ensure compliance with Pharmacy Board Rules dealing with licensure. The motion passed.



The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Impact Center of St. Paul Pharmacy, 333 N. Smith St., Suite 4300, St. Paul, Minnesota by Mr. Craig Logemann, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Ms. Denise Groehler seconded that the application be denied at this time based on the fact that the area proposed for licensure does not meet the minimum size requirements of the Board. The motion passed.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walmart Pharmacy, 1308 Highway 33 S., Cloquet, Minnesota by Mr. Douglas Kaasa, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board Rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walmart Pharmacy, 12195 Singletree Lane, Eden Prairie, Minnesota by Mr. Douglas Kaasa, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Ove Wangenstein moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board Rules dealing with licensure. The motion passed.

The sixth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walmart Pharmacy, 3400 NW 55th St., Rochester, Minnesota by Mr. Douglas Kaasa, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Howard Juni seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board Rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented to the Board a proposal received from Betty Jo Lee, Pharmacist at the Hendrix Health Center Pharmacy



on the Campus of Moorhead State University in Moorhead, Minnesota. Ms. Lee is requesting the Board's approval for a change in procedures at the pharmacy, which would allow the pharmacy area to remain open for the sale of over-the-counter drugs during a time when the pharmacist is not present and on duty by providing locks on the cabinets containing prescription drugs. After carefully reviewing this proposal, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the Board deny this proposal on the basis that a licensed pharmacy is more than just a locked cabinet and the proposal raised serious security considerations, not only for the prescription drugs, but for patient records as well. The Board noted that there are specific requirements for licensure as a pharmacy and specific procedures to be followed for pharmacies that wish to enclose their dispensing area so that other portions of the establishment can be operated in the absence of a pharmacist. The proposal from Ms. Lee regarding Hendrix Health Center Pharmacy does not meet these requirements. The motion passed.

Mr. Holmstrom next presented to the Board a request from Ms. Susan Cooper and Mr. Dan Fremont, Pharmacists at St. Paul-Ramsey/Wilder Pharmacy that the Board include a small room adjacent to the pharmacy, which has been utilized for the ATC prescription drug packaging and dispensing system machine, as part of the pharmacy. After carefully reviewing the proposal, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board's discussion of this proposal be tabled until the January meeting and that Mr. Holmstrom obtain additional information from Pharmacy Board Surveyor Lloyd Pekas regarding this situation. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Ms. Paula Lawrence, Pharmacy Director at Minnesota Masonic Home Care Center Pharmacy, requesting the Board's authorization to use up the existing supply of prescription labels at the pharmacy, which are not strictly in compliance with Board rules regarding such labels. After thoroughly discussing Ms. Lawrence's letter, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Holmstrom be directed to inform Ms. Lawrence that it is acceptable to the Board that they use up their current supply of labels, but that the Board expects future supplies of such labels to be in compliance with Board rules. The motion passed.

Mr. Holmstrom next presented to the Board information he has received alleging non-compliance on the part of Walgreens Pharmacy at 9701 Lyndale Ave S., Bloomington, Minnesota with the procedures and services promised by Walgreens, in order to obtain a variance allowing a 2 to 1 ratio of technicians to pharmacist which was granted earlier this year by the Board. In requesting the variance, Walgreens had informed the Board that the variance was

needed so Walgreens could implement patient counseling and drug use review procedures at Walgreens in Bloomington, as a sort of "pilot project" implementing the advanced level of pharmaceutical service being advocated for the profession. The Board granted the requested waiver and now finds that Walgreens is simply utilizing the expanded ratio of technicians without having implemented the advanced pharmacy service promised. Mr. Howard Juni then moved and Ms. Denise Groehler seconded that Mr. Holmstrom begin the process of rescinding the variance previously granted Walgreens and inform them that the issue of the rescission of the previously granted variance will be discussed at the Board's January meeting. The motion passed.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Pharmacist Larry Tebbe, Pharmacist-in-charge at Target Pharmacy in Edina, Minnesota. Mr. Tebbe is proposing to remove the cash register from the Pharmacy Department as an aid to patient counseling and requests that the Board approve the completion of the sale of prescription drugs and diabetic supplies at a front lane cash register, not directly in the Pharmacy Department. After a discussion of Mr. Tebbe's proposal, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board approve Mr. Tebbe's proposal and that Mr. Holmstrom, in communicating the Board's decision to Mr. Tebbe, remind Mr. Tebbe that all filled prescriptions waiting for pickup by the patient, and all syringes, needles, and diabetic supplies must remain in the pharmacy until requested by a patient. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Marlin D. Narr, Pharmacist-in-charge of United Pharmacy Associates of Minnesota. Mr. Narr is requesting an interpretation of the wording and intent of MN Rule 6800.2700. This is the section of Board Rules dealing with the return and re-use of medications sent to patients in long-term care facilities. Mr. Narr is seeking clarification of whether the Board's Rule covers medications that are not oral solids, such as, internal liquids, ointments, and eye drops in original manufacturer's packaging, and whether, for those manufacturer's packaging that does not have tamper-proof protection, whether pharmacist-applied tamper-resistant tape would suffice to assure that the packaging remains intact, and that pharmacists, in turn, could accept those packages for return. After carefully reviewing Mr. Narr's letter and discussing the situations involved, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board take the position that medications returned from a long-term care facility to the dispensing pharmacy in the original manufacturer's container, where either the manufacturer's tamper-evident seal, or a pharmacist-applied tamper-evident seal is still intact, may be accepted by the dispensing pharmacy for reuse. The motion passed.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval in meeting the continuing education requirements of Minnesota Pharmacists. After reviewing the list of programs submitted to, and reviewed by the Continuing Education Advisory Task Force between the dates of August 18, 1992 and October 6, 1992, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that those programs recommended for approval be so approved and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next described for the Board the need to identify specific continuing education programs that will be used when pharmacists, who have allowed their license to lapse, seek reinstatement. The Board has previously established as a criteria for reinstatement, a completion of two 30-hour continuing education courses approved by the Board. Mr. Holmstrom expressed the need to identify which specific courses the Board will use in these instances. The Board then directed Mr. Holmstrom to put together a list of potential programs for the Board to review and select those programs that it will utilize.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Denise Groehler moved and Mr. Howard Juni seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

Mr. Henry Capiz next presented to the Board information regarding discussions held by the ad hoc committee of the Board President's Group of the various Health Licensing Boards where Mr. Capiz is attending in place of Board President Medich. After a thorough and well presented summary of the issues discussed at the most recent meeting of the Board President's, Mr. Capiz described a motion that each Board representative at the Board President's meeting was requested to place before their respective Boards for action. After a brief discussion, Ms. Carol Peterson moved and Mr. Howard Juni seconded that following motion:

"The Minnesota Board of Pharmacy affirmatively endorses the devotion of resources to collaborative efforts on the part of the Health-Related Licensing Boards to modify the way in which the Health-Related Boards receive support services."

The motion passed.



Mr. Holmstrom next presented to the Board a letter he received from Mr. Robert E. Wells. Mr. Wells took the Board's reciprocity examination of October 19, 1992, but was unsuccessful in passing the examination. Mr. Wells is requesting the Board to re-evaluate his score and, if the re-evaluation confirmed a failing score, that the Board consider an alternative that would allow Mr. Wells to pursue licensure prior to the next reciprocity examination, which is scheduled for January 26, 1993. After reviewing the performance of Mr. Wells on the October reciprocity examination, and discussing possible options, Mr. Ove Wangensteen moved and Mr. Henry Capiz seconded the motion directing Mr. Holmstrom to inform Mr. Wells that his failing score on the October reciprocity examination was accurate and that the Board is not prepared to offer alternatives to retaking the examination before its regularly scheduled time of January 26, 1993. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Vaughn Moncrieff, who is requesting information from the Board on whether a 1984 conviction for sexual assault in another State would serve as grounds for preventing Mr. Moncrieff from completing the requirements for licensure as a pharmacist, or from becoming licensed upon completion of those requirements. After a brief discussion, the Board directed Mr. Holmstrom to communicate with Mr. Moncrieff and inform him that the conviction of a felony is grounds for denying licensure as a pharmacist, but whether his particular case would be excluded from licensure would depend on the facts of the case and whether Mr. Moncrieff had completed the requirements of the judicial systems regarding these criminal charges.

Mr. Holmstrom next presented to the Board a proposal for looking into a possible internship rotation for a college of pharmacy student with the Board. Such a student could work on special projects with the Board staff and work with Board surveyors during their routine inspection visits to Minnesota pharmacies. The Board was receptive to the idea and directed Mr. Holmstrom to pursue such a rotation with the appropriate individuals at the University of Minnesota College of Pharmacy.

At this time, the Board addressed the need to establish dates and times for future meetings. The following calendar of future meetings was established:

January 26, 1993  
January 27, 1993  
January 28, 1993  
March 10, 1993  
April 13, 1993  
April 14, 1993

Board and Reciprocity Examinations  
Board Examination  
Business Meeting  
Business Meeting  
Reciprocity Examination  
Business Meeting



May 11, 1993

May 22-26, 1993

June 22, 1993

June 23, 1993

June 24, 1993

August 3, 1993

August 11-13, 1993

Business Meeting (Pharmacist Board Members appear at 8:00 a.m. to put together the laboratory portion of the June 1993 Board Exam)

NABP Annual Meeting

Board and Reciprocity Examinations

Board Examination

Business Meeting

Business Meeting

District 5 Meeting of the Boards & Colleges

Mr. Holmstrom next presented to the Board a letter he received from Attorney Keith Cochran, requesting information on whether an organization, under a unique set of circumstances in which the organization is acting as a broker of prescription drug sales but does not take possession of the drugs themselves, needs licensure as a wholesale drug distributor in Minnesota. After discussing the issues involved in Mr. Cochran's letter, Ms. Denise Groehler moved and Mr. Howard Juni seconded that Mr. Holmstrom be directed to inform Mr. Cochran that under the circumstances described in his letter, his client will need licensure under the wholesale drug distributor provisions of Minnesota Statutes. The motion passed.

Mr. Holmstrom next provided the Board with a letter he received from the Minnesota Optometric Association regarding legislation which will be offered in the 1993 legislative session. After thoroughly discussing the issues involved, the Board directed Mr. Holmstrom to provide the Optometric Association with the requested letter, but make it clear to the Association that the Board is neither supporting nor opposing the proposed legislation on its merits.

There being no further business at this time, President Medich adjourned the meeting.

George Medich  
PRESIDENT

David Holmstrom  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

December 2, 1992

Caledonia Drugs - Caledonia  
Caremark, Inc. - Mendota Heights  
Cub Pharmacy - Apple Valley  
Health One Mercy Hosp. Phcy. - Coon Rapids  
K-Mart Pharmacy - Alexandria  
Laudon Drug - Le Center  
MN Masonic Home Care Ctr. Pharmacy - Minneapolis  
Otto Drug Express - Belle Plaine  
Pamida Pharmacy - East Grand Forks  
Pamida Pharmacy - Elk River  
Pine Island Healthmart Pharmacy - Pine Island  
Quantum Health Resources - Burnsville  
Ruffalo Prescription Shop - Rochester  
Snyder Drug - Hopkins  
Snyder Drug #49 - Minneapolis  
Snyder Drug #52 - St. Paul  
Snyder Drug - White Bear Lake  
St. Elizabeth Hosp. & Nursing Hm. Pharmacy - Wabasha  
Thrifty White Drug - Red Wing  
Walgreens Pharmacy - St. Paul  
Walgreen's Extended Care Pharmacy - Bloomington  
Wal-Mart Pharmacy - Eagan  
Wal-Mart Pharmacy - Montevideo  
Wal-Mart Pharmacy - Oak Park Heights  
Wal-Mart Pharmacy - Redwood Falls  
White Mart Pharmacy - Little Falls

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-EIGHTH MEETING

At approximately 8:00 a.m., January 26, 1993, the Board of Pharmacy met at the Sheraton Midway Hotel in St. Paul, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance.

At the same time, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Les Kotek, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the written examination to candidates for licensure by examination. The written portions of the full Board Examination were administered in the ballroom at the Radisson University Hotel in Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications were present to write the NABPLEX Examination, administered as part of the total Board Examination process:

Karen R. Adamek  
Christopher J. Arendt  
Joni K. Beck  
Roseann M. Benoit  
Kay C. Bramer  
Keith R. Carlson  
Lisa J. Costa  
Timothy V. Gagnon  
Patrick P. Gleason  
John F. Gualtieri  
Kristine M. Hanley  
Mark J. Heggestad  
Brenda Hoang  
Steven V. Johnson  
Cassandra L. Knoblauch  
Lisa A. Knoff  
Brian W. Kolling  
Lawrence J. Lamprecht

Patricia L. Marshik  
Edna E. Maske  
Jason L. Meier  
Scott W. Mihalovic  
Prisca N. Onwumere  
Beth E. Ostergaard  
Narith Ou  
Amy L. Pittenger  
Lorra J. Prabhakar  
Mary H. Reyes  
Behzad Samari-Kermani  
Jill M. Schraut-Esler  
Nancy L. Sommers  
Amy L. Sorenson  
Jennifer L. Swenson  
Rebecca A. Thompson  
Patricia L. Torsher  
Mohammed A. Yousuf

Beginning at 9:15 a.m., at the conclusion of the Written Reciprocity Examination, the Board members conducted the Oral Examination in Jurisprudence, required of the reciprocity candidates. Each of the following candidates appeared for the Oral Examination at the Sheraton Midway Hotel, and each of the candidates is seeking licensure to Minnesota on the basis of his or her license in the State indicated:

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<u>NAME</u>	<u>STATE</u>
Alvin J. Bernstein	NV
Gary D. Domier	ND
Stephanie S. Evenstad	ND
Sandra J. Gilbreth	IL
Gregory E. Green	KY
Micheline M. Grondin	CT
Jill M. Haines	OK
Gary D. Haverlock	AZ
Patricia J. Hendrick	PA
Teresa K. Heinen	IL
Lavern R. Holmlund	IL
Scott M. Johnson	ND
Robert J. Karpel	IL
Ehab M. Khalil	NY
Rhonda K. Kimminau	MO
Savitre Lenis	NY
Donald L. Nelson	OK
Nancy J. Papaneri	TX
Wendell L. Riley	IA
Patrick W. Slifka	ND
Patsy M. Stuva	IA
Robert E. Wells	LA
Eric T. Wittbrodt	PA

In addition to the above listed reciprocity candidates, also taking the Reciprocity Examination as part of a stipulated agreement relating to disciplinary matters with the Board were Mr. Jason Dziuk, Mr. Wallace Edward Peterson, and Mr. Thomas Vegoe.

January 27, 1993. At approximately 8:00 a.m., January 27, 1993, the Board met at the College of Pharmacy at the University of Minnesota, for the purpose of administering a Laboratory Practical Examination in prescription compounding and patient profile use, to the candidates for licensure by examination. All of the Board members were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

In addition to the candidates who wrote the NABPLEX Examination on January 26, 1993, the following NABPLEX Score Transfer candidates participated in the Laboratory Practical Examination:

Kristin A. Barry  
Melissa K. Hampton  
Karen J. Kimbrough

Faye E. Kovash  
Craig A. Nybakken



The following Laboratory Examination retake candidates were also present to write the Laboratory Practical Examination:

Loren D. Bell  
Vonda P. Dunlap  
Katherine A. Ermer  
Elizabeth M. Riegel

Sandra K. Seifert  
Ann M. Sonnenberg  
Susan M. Willman

Half of the candidates for Licensure by Examination participated in the Laboratory Practical Examination in the morning, while the other half presented themselves at the Radisson University Hotel again, for the purpose of writing an Examination on State Law. The Law Examination was administered by Board of Pharmacy Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Les Kotek.

Beginning at approximately 12:30 p.m., those candidates who participated in the Laboratory Practical Examination in the morning presented themselves at the Radisson University Hotel to take the written examination in Jurisprudence, while those who took the Jurisprudence Examination in morning presented themselves at the College of Pharmacy to participate in the Laboratory Practical Examination.

At approximately 3:30 p.m., all of the candidates again presented themselves at the Radisson University Hotel to participate in the Federal Drug Law Examination, required as part of the overall examination process.

Also participating in the Federal Drug Law Exam were the following FDLE retake candidates:

Loren D. Bell

Mary J. Kruize

January 28, 1993. At approximately 8:30 a.m., January 28, 1993, the Board met in the Board of Pharmacy conference room at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of December 2, 1992. Mr. Ove Wangenstein moved and Ms. Carol Peterson seconded that the minutes of the meeting of December 2, 1992 be approved as written. The motion passed.

The Board next turned its attention to the election of officers for the coming year.

For the Office of President: Ms. Denise Groehler moved to nominate Mr. Henry Capiz for the Office of President. Mr. Ove Wangenstein seconded the nomination. There being no further nominations, the nominations were closed and Mr. Capiz was elected to the Office of President by a unanimous ballot.

For the Office of Vice President: Mr. Howard Juni moved to nominate Ms. Denise Groehler for the Office of Vice President. Mr. Ove Wangenstein seconded the nomination. There being no further nominations, the nominations were closed and Ms. Groehler was elected to the Office of Vice President by a unanimous ballot.

For the position of Executive Director: Mr. Ove Wangenstein moved that Mr. David Holmstrom be continued as the Executive Director of the Board. Ms. Denise Groehler seconded the motion. There being no further nominations, nominations were closed and Mr. Holmstrom was elected to continue as Executive Director by unanimous ballot.

For Assistant Director for Administrative Affairs: Mr. Ove Wangenstein moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Ms. Denise Groehler seconded the motion. There being no further nominations, nominations were closed and Ms. Eggers was elected to the position of Assistant Director for Administrative Affairs by a unanimous ballot.

The next item to come before the Board was the issue of continued membership in the National Association of Boards of Pharmacy. After a brief review of the many benefits derived from membership in the National Association of Boards of Pharmacy, including participation in the Nationwide Reciprocity System established through NABP, the availability of the nationally utilized NABPLEX and Federal Drug Law Examinations, and participation in the National Disciplinary Clearing House, Ms. Carol Peterson moved and Ms. Denise Groehler seconded that the Board again renew its membership in the National Association of Boards of Pharmacy. The motion passed.

The Board next discussed its intention to maintain the requirement of graduation from an approved College of Pharmacy, in order to qualify to take the Board's Licensure Examination. Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that the Board approve and adopt as its own, the current accreditation standards of the American Council on Pharmaceutical Education as they appear in the Accreditation Manual, and that the Board adopt the list of

approved Colleges of Pharmacy published by ACPE, as the list of those colleges from which the Board will accept graduates as candidates for licensure; those colleges having proven their compliance with the above mentioned accreditation standards. The motion passed.

The Board next discussed its intention to accept as candidates for licensure, foreign pharmacy graduates who have met the required english proficiency standards and equivalency of education standards, as established in Minnesota Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Ms. Carol Peterson moved and Ms. Denise Groehler seconded that the Board approve and adopt as its own standards for certification established by the Foreign Pharmacy Graduate Examination Commission, and accept as meeting those standards as set forth in Minnesota Statutes 151.10, Subdivision 2, those candidates who have been properly certified by the FPGEC. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that, having passed the Jurisprudence Examination and an Oral Examination in Pharmacy Laws and Ethics, the following candidates for licensure by reciprocity be granted such licensure, based on their current license to practice in the State listed with their name:

<u>CERT. #</u>	<u>NAME</u>	<u>STATE</u>
5994	Alvin J. Bernstein	NV
5995	Gary D. Domier	ND
5996	Stephanie S. Evenstad	ND
5997	Micheline M. Grondin	CT
5998	Jill M. Haines	OK
5999	Gary D. Haverlock	AZ
6000	Patricia J. Hendrick	PA
6001	Lavern R. Holmlund	IL
6002	Scott M. Johnson	ND
6003	Rhonda K. Kimminau	MO
6004	Wendell L. Riley	IA
6018	Patrick W. Slifka	ND
6005	Patsy M. Stuva	IA
6006	Robert E. Wells	LA
6007	Eric T. Wittbrodt	PA

Mr. Holmstrom next presented the grades from the laboratory portion of the Full Board Examination for candidates who are seeking licensure by exam, and who were retaking only the Laboratory Portion of the Full Board Examination. In conformity with the Board's policy established previously, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination. With the passing score thus established, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the Laboratory Practical retake candidates achieving a score of not less than 75 on the Laboratory Practical Examination be granted licensure as pharmacists. The motion passed.

In accordance with these criteria, the following practical retake candidates were granted licensure as pharmacists:

<u>CERT. #</u>	<u>NAME</u>
6009	Vonda P. Dunlap
6010	Katherine A. Ermer
6014	Elizabeth M. Riegel
6015	Sandra K. Seifert
6016	Ann M. Sonnenberg
6017	Susan M. Willman

Mr. Holmstrom next presented the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates who are seeking licensure by examination, and who are taking only the Laboratory Practical and State Jurisprudence portions of the Full Board Exam. In conformity with the Board's policy established previously, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination, and a score of 75 as the minimum passing score on the State Jurisprudence Examination. With these passing scores thus established, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the following NABPLEX and FDLE transfer candidates, having achieved a score of not less than 75 on each of the above portions of the examination, be granted licensure as pharmacists. The motion passed.

<u>CERT. #</u>	<u>NAME</u>
6008	Kristin A. Barry
6011	Melissa K. Hampton
6012	Karen J. Kimbrough
6013	Faye E. Kovash

Also successfully passing the Jurisprudence Examination being taken as a part of a stipulation and order of the Board were Mr. Jason Dziuk, Mr. Wallace Edward Peterson, and Mr. Thomas Vegoe.



The Board next turned its attention to applications to conduct new pharmacies, that it has received since its last meeting. The first such application to conduct a new pharmacy was a resubmission by Pharmacist-in-charge Craig Logemann, on behalf of Impact Center of St. Paul Pharmacy. After carefully reviewing this application and the new diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved, and license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board Rules dealing with licensure. The motion passed.

The second licensure issue to be reviewed by the Board involves proposed changes in the licensed space at St. Paul Ramsey/Wilder Pharmacy. A previous inspection of this facility disclosed that an ATC-212 packaging machine, used for packaging drugs for dispensing, was located in a space not included in the area licensed as a pharmacy. After reviewing the letter to the Board and plans for addressing this issue submitted by Mr. Dan Fremont, Pharmacist-in-charge of St. Paul Ramsey/Wilder Pharmacy, Mr. Howard Juni moved and Mr. George Medich seconded that the Board allow St. Paul Ramsey/Wilder Pharmacy three months to come into compliance by connecting the currently licensed area with the ATC-212 room, and re-licensing this contiguous space; or through the moving of the ATC-212 packaging machine into the currently licensed area. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature to come before the Board was the presentation by Mr. Holmstrom of a copy of a letter he received from Pharmacist Robert Randall, informing the Board that he (Mr. Randall) was about to move to California where he has accepted a new job. Mr. Randall was inquiring of the Board whether it would be necessary, seeing he is no longer physically in the State of Minnesota, that he continue to obtain documentation of his attendance at various support group meetings and, whether it would be necessary for him to attend a meeting of the Board at the conclusion of his period of probation.

After thoroughly discussing Mr. Randall's request, and reviewing the stipulation and order in the matter of Mr. Randall's license to practice pharmacy, Mr. George Medich moved and Ms. Denise Groehler seconded that the stipulation and order of the Board should remain unchanged, but that Mr. Holmstrom should inform Mr. Randall that the Board will re-address the issue of his attendance at a Board meeting at the completion of his probation in September, after reviewing other areas of compliance with the conditions of probation between now and then. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Joanne Hojem, regarding her compliance with the conditions of probation, established by the recently issued stipulation and order. After briefly discussing Ms. Hojem's letter, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the Board accept Ms. Hojem's letter, but directed Mr. Holmstrom to have a Board Surveyor review the extent of her compliance and report back to the Board at the March meeting. The motion passed.

The next item of a quasi-judicial nature involved the appearance before the Board, of Pharmacist Beth Doerr. Ms. Doerr had previously been the subject of disciplinary action by the Board, resulting from the theft and unauthorized use of controlled substance drugs. Ms. Doerr has now completed her period of probation with the Board. The members of the Board, and Ms. Doerr discussed the various conditions of probation required of Ms. Doerr, and the level of her compliance with them. After hearing from Ms. Doerr and determining that all of the conditions of probation have been met, the Board acknowledged the expiration of Ms. Doerr's probation and wished her well.

The next item of a quasi-judicial nature to be addressed by the Board was a petition for reinstatement, submitted by Mr. Thomas Kassmir. Mr. Kassmir's license to practice has previously been suspended by the Board. Mr. Kassmir is now petitioning the Board for reinstatement. Mr. Kassmir now personally appeared before the Board to discuss his reinstatement. After discussing the requirements for reinstatement with Mr. Kassmir, and determining that Mr. Kassmir has met these requirements, Mr. George Medich moved and Ms. Carol Peterson seconded that the Board reinstate the license of Mr. Thomas Kassmir, and place him on probation in accordance with conditions outlined in the previously issued order of suspension. The motion passed.

The next item of a quasi-judicial nature to come before the Board was a request for a petition for reinstatement, submitted by Mr. Jason Dziuk. Mr. Dziuk's license had previously been suspended by the Board. Mr. Dziuk now personally appeared before the Board to discuss his petition for reinstatement. After discussing the requirements for reinstatement with Mr. Dziuk, and determining that Mr. Dziuk has complied with the requirements for reinstatement, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that Mr. Dziuk's license to practice pharmacy be reinstated, and that he be placed on probation in accordance with the provisions previously agreed to. The motion passed.

The next item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley, of the settlement stipulation in the matter of the pharmacist's license of Mr. Curtis Laudon, Jr. The settlement stipulation was developed subsequent to a conference held December 9, 1992, with Mr. Laudon. The purpose of the conference was to discuss allegations of unprofessional conduct based on his conviction of Medicaid fraud.

The settlement stipulation has been agreed to, accepted by, and signed by Mr. Laudon. Mr. Laudon, together with his Legal Counsel Mr. Benjamin Vander-Kooi, now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Laudon, and after considering the verbal requests by Mr. Laudon for amendments to the signed stipulation, which would amend the time of suspension for Mr. Laudon, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the Board replace the language in the stipulation and order, calling for a 90-day suspension of Mr. Laudon's license to practice, and replace it with a 30-day suspension, after which time Mr. Laudon would be authorized to again, provide pharmacy services to the local hospital, but would continue to be prohibited from providing pharmacy services through his retail pharmacy for the full 90 days. Mr. George Medich then moved to amend Ms. Simenson's motion to require a 45-day total suspension, and a 90-day suspension covering practice at Mr. Laudon's community pharmacy only. Mr. Ove Wangensteen seconded Mr. Medich's motion. President Capiz then called for a vote on the amendment. Mr. Medich's amendment failed, with two members voting in favor, three members voting against, and one member abstaining. President Capiz then called for a vote on the main motion by Ms. Simenson. That motion passed with four members voting in favor, and two members voting against. Ms. Wendy Simenson then moved and Ms. Denise Groehler seconded that the stipulation and order, as now amended, be accepted by the Board, and that Mr. Holmstrom sign the documents on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature to come before the Board was the presentation by Mr. Holley, of the settlement stipulation in the matter of the pharmacist's license of Mr. James Elbert. The settlement stipulation was developed subsequent to a conference held November 24, 1992 with Mr. Elbert. The purpose of the conference was to discuss allegations of unprofessional conduct, based on the theft of controlled substances from his employer by Mr. Elbert, and the diversion of those drugs to his own use.



The settlement stipulation has been agreed to, accepted by, and signed by Mr. Elbert. Mr. Elbert now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Elbert, Mr. Howard Juni moved and Mr. George Medich seconded that the stipulation and order be accepted by the Board, and that Mr. Holmstrom sign the documents on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature was the presentation of the report, and recommendations from the Administrative Law Judge regarding the matter of the pharmacist license of Ms. Kathleen Dean. Since Mr. Holmstrom and Mr. Holley prepared the allegations of unprofessional conduct against Ms. Dean, Special Assistant Attorney General Louis Hoffman represented the Board in its deliberations. At the conclusion of its discussions, the Board issued findings of fact, conclusions, and an order of the Board in the matter of the pharmacist's license of Ms. Kathleen Dean.

The Board next turned its attention to issues involving supportive personnel.

At this time, Pharmacists Bonnie Senst and Bruce Scott, from United and Children's Hospital Pharmacy in St. Paul, Minnesota, appeared before the Board to provide the Board with an update on the Tech-Check-Tech Program. Pharmacists Senst and Scott provided the Board with information relating to hospitals involved in the Tech-Check-Tech Program, the certification requirement for technicians to participate in the program, the total number of errors made by technicians involved in the program, and what new programs and services are being provided by pharmacists at the participating hospitals as a result of being freed from their technician checking responsibilities. At the conclusion of their presentation, Ms. Senst and Mr. Scott made recommendations to the Board regarding continuation of the Tech-Check-Tech Program. After discussion of the recommendations, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the Board allow hospitals to include Tech-Check-Tech Programs as a technician duty, submitted to the Board by the pharmacist-in-charge. The Board, for its part, will require compliance with the procedures for the current Tech-Check-Tech Program for any hospitals desiring to institute a Tech-Check-Tech Program, and further, that the Board reduce the required rechecks of technicians from monthly to quarterly, for technicians who have successfully passed six consecutive monthly rechecks. The motion passed.



Mr. Holmstrom next presented to the Board, a request from the Board's Pharmacy Surveyors, that the Board reconsider its position regarding the reconstitution of oral antibiotics by technicians, and allow such reconstitution under appropriate supervision by pharmacists. After a lengthy discussion of this issue, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the Board take the position that reconstitution of oral antibiotics by technicians is acceptable, provided procedures are in place requiring checking of the diluent by the pharmacist before it is mixed with the antibiotic. The motion passed.

Mr. Holmstrom next presented to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Carol Peterson seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

Mr. Holmstrom next presented to the Board, an application for approval to utilize supportive personnel, submitted on behalf of Opatz Pharmacy in Rush City, Minnesota, by Mr. Kenneth Opatz, Pharmacist-in-charge. After reviewing this application, the Board declined to approve it as it was written, and directed Mr. Holmstrom to return it to Mr. Opatz for re-writing.

The Board next turned its attention to requests for variances that it has received since the last meeting. The first variance request reviewed by the Board was submitted on behalf of Walgreens Pharmacy, 9701 Lyndale Avenue South in Bloomington, Minnesota, by Mr. Michael Sacks, Pharmacist-in-charge. Mr. Sacks now personally appeared before the Board to discuss his request. Mr. Sacks is requesting a variance on the ratio of supportive personnel to pharmacists for Walgreens Pharmacy in Bloomington.

Mr. Sacks and the Board discussed the previous variance regarding this same issue granted to Mr. Sacks and Walgreens Pharmacy on December 20, 1991, and discussed the various compliance issues that have arisen regarding this variance in the past year. At the conclusion of the discussion, the Board directed Mr. Holmstrom to write to Mr. Sacks, encouraging his efforts in the area of patient counseling, but informing Mr. Sacks that the variance will not be reinstated or re-issued at this time, and that Mr. Sacks will need to wait for the implementation of a rule change by the Board, that is expected to occur within the next few months.

Mr. Holmstrom next presented to the Board, a variance request from Ms. Lori Dickson, Director of Pharmacy at Critical Care America, regarding the establishment of an emergency kit for home care nurses associated with Critical Care America Pharmacy. After thoroughly discussing Ms. Dickson's request, the Board directed Mr. Holmstrom to inform Ms. Dickson that her request has been granted for a one year period of time, in accordance with the policies and procedures she submitted to the Board with her variance request, and that any changes in the drugs proposed for inclusion in the kit or any additions to the kit, must be submitted to and approved by the Board.

Mr. Holmstrom next presented to the Board, a request from Eclipse Medication Incorporated, a holder of a wholesale drug license from the Board, regarding the necessity of an alarm system at their facility, in light of the limited products they intend to distribute. After discussing the proposal by Eclipse Medical, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the variance requested by Eclipse Medical be granted on a permanent basis. The motion passed.

Mr. Holmstrom next presented to the Board, a request for a variance regarding the use of a prescription emergency box at the Minnesota Correctional Facility in Red Wing Health Services Department. Ms. Theresa Price, Pharmacist-in-charge at the Minnesota Correctional Facility at Red Wing, explained the need for a limited emergency box at the facility due to the needs of the facilities' dentist. After discussing this issue, Mr. Howard Juni moved and Ms. Denise Groehler seconded that Ms. Price's request be approved, on condition that the procedures developed include safeguards against drug allergies, and the understanding that any changes to the procedures or additions to the list of drugs included in the box obtained, be submitted to and approved by the Board. The motion passed.

Mr. Holmstrom next presented to the Board, a variance request submitted on behalf of the pharmacy at the Student Health Service at Bemidji State University, submitted by Thomas Thompson, Pharmacist-in-charge. Mr. Thompson is belatedly requesting a variance to the minimum size requirements for a pharmacy, after having moved the pharmacy at Bemidji State University Student Health Service to a very small area, without first notifying and receiving permission for the move from the Board. After discussing the Board's minimum space requirement of 400 square feet for a licensed pharmacy, and the fact that Mr. Thompson moved the previously existing pharmacy at the Student Health Service from a

space of approximately 200 square feet, to a space that is now only approximately 50 square feet, the Board refused to grant the requested variance, and directed Mr. Holmstrom to inform Mr. Thompson that the pharmacy must immediately be moved to a location of at least the same size as it previously occupied, given the increased scope of services that will soon be required of all pharmacists in Minnesota, and given the fact that the move of the pharmacy already accomplished was made without Board approval.

Mr. Holmstrom next presented to the Board, a request from the Board's Pharmacy Surveyors, for a position statement from the Board regarding Lyonville Drug Carts, which are used as mobile stock supplies of medications in hospitals using a decentralized pharmacy distribution system. The Board Surveyors are requesting clarification from the Board as to whether these carts should be considered floor stock, and thus, not acceptable for use by licensed hospital pharmacies, or whether they are considered "satellite pharmacies". After a brief discussion of this issue, the Board directed Mr. Holmstrom to obtain more information on these carts from the Board Surveyors and, upon receiving additional information, will discuss the issue further.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval, and meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of October 16, 1992 and January 5, 1993, Ms. Carol Peterson moved and Mr. Howard Juni seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next provided to the Board, copies of letters from a number of pharmacists requesting an extension of time in which to meet the Board's continuing education requirements. After reviewing all of the submitted letters, Mr. Holmstrom was directed to advise each of the requesting pharmacists that they have been granted an extension of time to March 1, 1993, in which to complete their continuing education.

Mr. Holmstrom next presented to the Board, a description of several programs available through the University of Minnesota, which could be used by pharmacists seeking to reinstate their Minnesota licenses to practice, after having allowed them to lapse. After discussing the requirement of participation in directed



continuing education by the Board, the Board directed Mr. Holmstrom to utilize the programs from the University of Minnesota College of Pharmacy, and twelve consecutive issues of the U.S. Pharmacist magazine as the requirements for directed continuing education, necessary for license reinstatement.

Mr. Holmstrom next presented to the Board, information he has received regarding the issue of regional compounding centers, and whether those types of operations should be considered prescription compounding, or drug manufacturing. After briefly discussing the issue, the Board directed Mr. Holmstrom to wait until a final draft of the NABP/FDA position is available, and to then send a copy of the draft to Mr. Ric Giese, Director of Pharmacy at Abbott Northwestern Hospital in Minneapolis.

President Henry Capiz next presented to the Board, information regarding the issues discussed by the President's Group of the Health Related Licensing Boards. One of the issues requiring Board consideration was the identification of individual Board members who might be willing to be involved in lobbying efforts concerning the proposed amendments to Chapter 214. Mr. Capiz explained that the amendments to Chapter 214 have been developed by the Executive Directors of the Health Related Licensing Boards, and the Board President's Group to provide a more uniform basis for disciplinary action among the various Health Licensing Boards. Ms. Carol Peterson volunteered to assist Mr. Capiz as the Board of Pharmacy representatives in any Legislative efforts that might be needed in this regard.

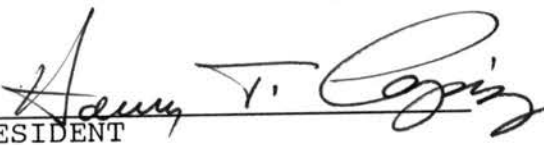
Mr. Capiz and Mr. Holmstrom next presented to the Board, information on the "Pan Board Diversion Project", proposed by the Board of Medical Examiners at the President's Group meeting. The proposal would divert chemically dependent health care practitioners from the disciplinary process, to a structured treatment and recovery process. After some discussion, the Board directed Mr. Holmstrom to contact Mr. Bill Bond at the Minnesota Pharmacists Association, and Mr. Jim Alexander of Pharmacists Aiding Pharmacist to discuss this issue further.

Mr. Holmstrom next provided the Board with information regarding the status of the Board's proposed rule change package, and the date, time, and place for the public hearing scheduled for the Rules. The Board suggested to Mr. Holmstrom that a press release be developed, informing local newspapers and television stations about the hearing.



Mr. Holmstrom next presented to the Board, the suggestion that Mr. John Coster or Mr. Carmen Catizone be contacted to provide a national prospective on the patient counseling/DUR provisions incorporated in the Board's proposed rule changes, due to the implementation at the Federal level of patient counseling and DUR requirements in OBRA '90. Mr. Holmstrom was directed to pursue the attendance at the Rules Hearing of Mr. Coster and/or Mr. Catizone.

There being no further business at this time, President Capiz adjourned the meeting.

  
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PRESIDENT

  
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EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SIXTY-NINTH MEETING

At approximately 8:30 a.m., March 10, 1993, the Board of Pharmacy met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, in St. Paul, Minnesota for the purpose of conducting a general business meeting. All members of the Board were present, with the exception of Mr. Ove Wangensteen. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The first item on the agenda was a review and approval of the minutes of the meeting of January 26, 27, and 28, 1993. Ms. Carol Peterson moved and Mr. George Medich seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by examination who completed the examination process on January 26 and 27, 1993. Having first determined that, in grading the examination, the NABPLEX portion of the exam should be weighted at 65% of the total, the Board's own Laboratory Practical Examination at 20% of the total, and the average score on the Federal Drug Law Examination and the Board's own Jurisprudence Examination weighted at 15% of the total; Mr. George Medich moved and Ms. Denise Groehler seconded that those candidates who received a general average of 75 or better, not less than 75 on the Laboratory Practical Examination, not less than 75 on the Federal Drug Law Examination, not less than 75 on the State Jurisprudence Examination, and not less than 75 on the NABPLEX Examination, be granted licensure as pharmacists. The motion passed.

Candidates who successfully pass the examination are as follows:

<u>CERT. #</u>	<u>NAME</u>	<u>REGIST. #</u>
6019	Karen Adamek	115540
6020	Joni Beck	115541
6021	Loren Bell	115542
6022	Roseann Benoit	115543
6023	Kay Bramer	115544
6024	Lisa Costa	115545
6025	Timothy Gagnon	115546
6026	Patrick Gleason	115547
6027	John Gualtieri	115548
6028	Kristine Hanley	115549
6029	Mark Heggstad	115550

<u>CERT. #</u>	<u>NAME</u>	<u>REGIST. #</u>
6030	Brenda Hoang	115551
6031	Steven Johnson	115552
6032	Cassandra Knoblauch	115553
6033	Lisa Knoff	115554
6034	Brian Kolling	115555
6035	Mary Kruize	115556
6036	Lawrence Lambrecht	115557
6037	Patricia Marshik	115558
6038	Edna Maske	115559
6039	Jason Meier	115560
6040	Scott Mihalovic	115561
6041	Beth Ostergaard	115562
6042	Narith Ou	115563
6043	Lorra Prabhakar	115564
6044	Mary Reyes	115565
6045	Jill Schraut-Esler	115566
6047	Nancy Sommers	115568
6048	Amy Sorenson	115569
6049	Jennifer Swenson	115570
6050	Rebecca Thompson	115571
6051	Patricia Torsher	115572

The Board next turned its attention to an application to conduct a new pharmacy, which has been submitted to the Board since its last meeting. The first such application was submitted on behalf of Cash-wise Pharmacy, Highway 15 South, Hutchinson, Minnesota 55350, by Marvin R. Moen, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection, by a member of the Board's staff, to ensure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature to come before the Board was a petition by Mr. Thomas O. Vegoe for reinstatement of his license to practice pharmacy. Mr. Vegoe's license to practice pharmacy in Minnesota had been previously suspended by the Board. Mr. Vegoe has now completed all of the requirements for reinstatement of his license to practice pharmacy and is petitioning the Board for such reinstatement. Mr. Vegoe now personally appeared before the Board to discuss his request for reinstatement. After thoroughly discussing the request for reinstatement with Mr. Vegoe, Mr. Howard Juni moved and Ms. Carol

Peterson seconded that the Board accept Mr. Vegoe's petition for reinstatement, that an order for reinstatement and probation be developed, and that Executive Director Mr. David Holmstrom sign the document on the Board's behalf. The motion passed.

The second item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley of a settlement stipulation in the matter of the pharmacist license of Mr. Troy A. Spendler. The settlement stipulation was developed subsequent to a conference held January 13, 1993 with Mr. Spendler. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Spendler's consumption of controlled substance drugs, for which he did not have a prescription, and the unauthorized diversion of those drugs from his employer. The settlement stipulation has been agreed to, accepted by, and signed by Mr. Spendler. Mr. Spendler now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and proposed order with Mr. Spendler, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the stipulation and order be accepted by the Board and the Board's Executive Director, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed with Mr. George Medich abstaining.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Collin Gau, Associate Warden for the Minnesota Correctional Facility in St. Cloud, requesting a variance relating to the size of a proposed new pharmacy at the Minnesota Correctional Facility in St. Cloud. After carefully reviewing the variance requested and noting the unique nature of pharmacy services in a maximum security correction facility, Mr. Howard Juni moved and Mr. George Medich seconded that the variance request be approved. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Jerry Farlee, Pharmacist-in-charge of Caremark of Minnesota. Mr. Farlee indicates that he will shortly be leaving Caremark of Minnesota and is requesting that Ms. Cheri LaChance, who is currently pharmacist-in-charge at Caremark Incorporated, be allowed to assume the pharmacist-in-charge responsibilities of Caremark of Minnesota for a brief period of time. After carefully reviewing this request and noting the availability of several other pharmacists at Caremark of Minnesota, Mr. George Medich moved and Ms. Wendy Simenson seconded that the variance request be denied. The motion passed.



Mr. Holmstrom next presented to the Board a letter he received from Mr. Richard F. Braun, Pharmacy Services Supervisor of Shopko Stores Inc. Mr. Braun is requesting a variance from the Board relating to security systems. Mr. Braun is requesting that the Board approve electronic systems for the area between the drop ceiling and the roof deck of the pharmacy in lieu of the physical barrier normally required by the Board. After thoroughly discussing Mr. Braun's request, Mr. Howard Juni moved and Mr. George Medich seconded that Mr. Braun's request be authorized, but that Mr. Braun be informed the Board reserves the right to still require a physical barrier if, upon inspection by the Board's staff, the inspectors feel the security system installed by Shopko is inadequate. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Mary Ann Tomechko, Project Director of the Pharmaceutical Care Project at the University of Minnesota. Ms. Tomechko is requesting a two-to-one ratio of technicians to pharmacists for the pharmacies involved as pilot study and program pharmacies in the Pharmaceutical Care Project. After carefully reviewing Ms. Tomechko's request and noting that the Pharmaceutical Care Project study methodology incorporates mechanisms for consistently monitoring the progress of study pharmacies, which would enable problems to be identified quickly, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the variance requested by Ms. Tomechko be approved. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Vern Karnstedt, Government Affairs Director for Solvay Pharmaceuticals. Solvay Pharmaceuticals is seeking Board action to exempt two of their products, which contain Methyltestosterone (a controlled substance steroid) and Estrogens. Solvay is seeking to have these products exempted from the classification as a controlled substance that is applicable to steroids. After discussing Solvay's request, as submitted by Mr. Karnstedt, it was pointed out that current Board rules automatically exempt products from classification as controlled substances at the state level when they are exempted at the federal level by DEA. As a result, the Board directed Mr. Holmstrom to communicate this to Mr. Karnstedt and inform him that no action by the Board is necessary at this time to exempt Solvay's products.

Mr. Holmstrom next presented to the Board several letters he received on various internship issues. The first such letter was submitted by Ms. Darcy Berthiaume. Ms. Berthiaume is a foreign pharmacy graduate and a practicing pharmacist in Canada. Ms. Berthiaume is requesting that the Board accept her work as a pharmacist in Canada in lieu of the Board's 1500 hours of practical

experience as a pharmacist-intern in the United States. This would allow Ms. Berthiaume to immediately qualify to sit for the NABPLEX Examination, upon successful completion of the Foreign Pharmacy Graduate Equivalency Examination. After carefully reviewing Ms. Berthiaume's work history and noting the similarity in pharmacy practice between the United States and Canada, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board accept Ms. Berthiaume's previous work experience as a licensed pharmacist in Canada in lieu of the Board's internship requirement. The motion passed.

Mr. Holmstrom next presented to the Board letters he received on behalf of Mr. Firoz Dawoodbhai. Mr. Dawoodbhai has been working as a pharmacy technician at Minneapolis Children's Medical Center and has accumulated well in excess of 2000 hours as a pharmacy technician. He is requesting that the Board consider this work experience in lieu of the Board's 1500 requirement for practical experience as a pharmacist-intern. After carefully considering the request of Mr. Dawoodbhai, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board accept the experience of Mr. Dawoodbhai as meeting the Board's 1500-hour requirement for practical experience as a pharmacist-intern, but that Mr. Dawoodbhai must still take and successfully pass the Board's Internship Competency Exam before these hours will be officially recognized. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Michele Pongowski and Ms. Christine Lesch requesting that the Board allow International Pharmaceutical Students Federation participants to work as interns in Minnesota as part of the IPSF program. After some discussion of this request, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that Mr. Holmstrom inform Ms. Pongowski and Ms. Lesch that the Board will allow IPSF students in Minnesota to perform the functions of a pharmacy technician only, not the functions of a pharmacist-intern, but that any pharmacy which might participate in the IPSF program would not need to count the IPSF student in the established technician to pharmacist ratio. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist David Fuhs regarding a University of Wisconsin graduate, who is seeking employment with Mr. Fuhs as a pharmacy resident, and whether the Board will accept work performed as a pharmacy technician in Wisconsin in lieu of internship hours required to sit for the Board Exam. After reviewing the information submitted to Mr. Holmstrom, the Board acted to table the request and directed Mr. Holmstrom to contact Mr. Fuhs for additional information regarding the graduation date and degree of the student involved.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Jessica Streich requesting the opportunity to count internship hours at the Minnesota Regional Poison Control Center outside of the Board's current categorization of those hours. Currently, the Board will recognize internship hours worked at the Poison Center within the "pot" including concurrent time hours, elective clerkship hours, and non-traditional internships. These hours are recognized to a maximum of 400. Ms. Streich is requesting credit outside of the "400-hour pot" for work at the Poison Center. After thoroughly reviewing her request, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board revise its position on work experience by Ms. Streich at the Poison Center and allow her to claim credit for Poison Center hours outside of the 400-hour pot up to a maximum of 200 hours. The motion passed.

Mr. Holmstrom next presented to the Board the first of two letters regarding reciprocity issues. The first such letter was submitted by Ms. Helen A. Scott. Ms. Scott is requesting the authority to reciprocate to Minnesota even though she has not completed the required one year of practice in the profession after licensure ordinarily required for reciprocity. After thoroughly discussing Ms. Scott's situation, the Board directed Mr. Holmstrom to inform Ms. Scott that she will be required to work as a pharmacist outside of Minnesota or as an intern in Minnesota for three months before she will qualify for reciprocity.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Terry Pieper. Mr. Pieper indicated that he is currently licensed as a pharmacist in Illinois, but is on probation with the Illinois Board of Pharmacy for diversion of controlled substances and chemical dependency. Mr. Pieper is inquiring about the availability of reciprocity to Minnesota based on his Illinois license. The Board indicated that it is not prepared to accept Mr. Pieper at this time but, should he choose to pursue reciprocity to Minnesota, the Board will review his case at a time when his license to practice pharmacy in the state of Illinois is no longer in a probationary status.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.



Mr. Holmstrom next presented to the Board a letter submitted by Pharmacist Janice Shaffer, pharmacist-in-charge of Merwin Drug in Maple Grove, Minnesota, requesting authority to begin using a two-to-one ratio of technicians to pharmacist based on the establishment of a patient consultation procedure for Merwin Drug. After briefly discussing Ms. Shaffer's request, the Board declined to approve it at this time and directed Mr. Holmstrom to inform Ms. Shaffer that she and Merwin Drug will be required to wait for the Board's rule change proposal, which will be forthcoming shortly.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval in meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of the programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of January 6 and February 16, 1993, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that those programs recommended for approval be so approved and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Harold Sadoff requesting an extension of time in which to complete his continuing education requirements. Mr. Sadoff is seeking an extension until May 1, 1993. Since Mr. Sadoff is not actively practicing pharmacy at this time, Mr. George Medich moved and Mr. Howard Juni seconded that Mr. Sadoff be granted the extension he requested. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. John Askew requesting credit for the 1992-1994 continuing education cycle for a program participated in on September 26, 1992. The Board reviewed Mr. Askew's request and noted that the 1992-94 CE reporting cycle runs from October 1, 1992 to September 30, 1994. Mr. Askew's program was completed prior to the start of the 1992-94 continuing education cycle, therefore, Mr. George Medich moved and Ms. Denise Groehler seconded that the Board deny Mr. Askew's request to use those programs in the 1992-94 reporting cycle. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from the Executive Director of the Chiropractic Board regarding an advertisement from an individual who is licensed both as a pharmacist and as a chiropractor. The Board discussed the advertisement at length and directed Mr. Holmstrom to respond appropriately to the Board of Chiropractic.



The Board next discussed the possibility and advisability of organizing a meeting with representatives from the College of Pharmacy to discuss practical experience components of the new curriculum currently being developed by the college. The Board directed Mr. Holmstrom to contact appropriate individuals at the College of Pharmacy and suggest a meeting to be held in conjunction with the Board's meetings of April 13 and 14.

Mr. Holmstrom next presented to the Board a request for direction, made by the Board surveyors, regarding questions raised by drug wholesalers of the legality of sales of prescription drugs to college and university student health services. After a substantial amount of discussion, the Board directed Mr. Holmstrom to inform the Board surveyors, when such an issue occurs, to tell the inquiring drug wholesaler simply to make the sale of prescription drugs to an individual physician at the student health service in that these physicians are authorized to purchase and possess legend drugs. The Board deferred taking a position on the bigger issue of the operation of student health services and dispensaries at this time.

Mr. Holmstrom next presented to the Board information on the potential Board recognition of colleges of pharmacy in Canada recognized by the Canadian Council on Accreditation of Pharmacy and a resolution on the issue that will be presented at the NABP annual meeting. The Board discussed the issue briefly but took no action at this time.

Mr. Holmstrom next presented to the Board information regarding the position under development by NABP and FDA regarding the licensure and operation of "Regional Compounding Centers". No action of the Board was called for and none was taken at this time.

Mr. Holmstrom next presented the Board with information regarding the annual meeting of the National Association of Boards of Pharmacy scheduled for May 22-26 in Baltimore, Maryland. After discussing the value of attendance at the NABP annual meeting, Ms. Carol Peterson moved and Ms. Denise Groehler seconded that Board President Henry Capiz be designated as the official delegate of the Minnesota Board of Pharmacy, that Ms. Denise Groehler be designated as the alternate, and that all members of the Board attend the NABP annual meeting at Board expense to the extent that funds are available. The motion passed.

Mr. Holmstrom next presented to the Board a list of pharmacists who have not renewed their license to practice pharmacy for three consecutive renewal periods and are thus eligible to be dropped from the rolls. After a brief discussion, Mr. George Medich moved and Ms. Wendy Simenson seconded that the pharmacists listed be dropped from the rolls of licensed pharmacists in Minnesota. The motion passed.

There being no further business at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

March 10, 1993

Appleton Pharmacy - Appleton  
Aspen Pharmacy - Bloomington  
Berg's Pharmacy - Waterville  
Chisago Lakes Hospital Pharmacy - Chisago City  
City Center Drug - Barnesville  
Cub Pharmacy #621 - Minneapolis  
Drug Emporium - Plymouth  
Erickson's Valu Drug - Waseca  
F & M Pharmacy - Brooklyn Center  
Group Health Pharmacy - Maple Grove  
Hopkins Center Drug - Hopkins  
K-Mart Pharmacy #3190 - Duluth  
Maple Plain Rexall Drug - Maple Plain  
Merwin Drug #3 - Robbinsdale  
North Drug - Robbinsdale  
Opatz Pharmacy Inc. - Rush City  
Pamida Pharmacy - Aitkin  
Snyder Brothers Drug - Apple Valley  
Snyder Brothers Drug - Minneapolis  
Snyder Drug - Coon Rapids  
Spring Valley Health Mart - Spring Valley  
Thrifty White Drug - Cloquet  
Thrifty White Drug - Owatonna  
Village Snyder Drug - St. Peter  
Wahlberg Snyder Drug - Roseau  
Walgreens Pharmacy - Crystal

Wal-Mart Pharmacy - Cloquet

Wal-Mart Pharmacy - Eden Prairie

Wal-Mart Pharmacy - Mankato

Wal-Mart Pharmacy - Rochester

Wal-Mart Pharmacy - Willmar



MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SEVENTIETH MEETING

At approximately 8:00 a.m., Tuesday, April 13, 1993, the Board met at the Sheraton Midway Hotel in St. Paul for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance, with the exception of Mr. George Medich. Also present was the Board's Executive Director, Mr. David Holmstrom.

Appearing to write the examination, in addition to the candidates for licensure by reciprocity, were Ms. Amy Pittenger and Mr. Behzad Samari-Kermani, who were taking the examination as a result of their failure to obtain a passing score on the Jurisprudence portion of the examination given as part of the full Board Examination process in January of 1993; and Mr. Howard Johnson and Mr. Gary L. Johnson, who were taking the examination as part of the requirements for the reinstatement of their licenses to practice, which had previously been allowed to lapse.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members administered the required Oral Examination in Jurisprudence and Professional Ethics to the reciprocity candidates. Each of the following candidates appeared for the oral examination, which was also held at the Sheraton Midway Hotel. Each of the candidates is seeking reciprocity to Minnesota on the basis of his or her licensure in the state indicated:

<u>NAME</u>	<u>STATE</u>
Kathleen E. Curtis	WI
Sandra J. Gilbreth	IL
Jo Ann M. Hansen	IA
Steven C. Hartwig	WI
Nicole L. Henrickson	IL
Robert L. Kirk	MO
James J. Mennen	IA
Kent D. Munger	SD
Donald L. Nelson	OK
Nancy J. Papaneri	TX
Michelle G. Radcliffe	ND
Jill A. Severson	TX
Jean A. Sherrill	SC
Jeffrey S. Sorenson	WI
Dale M. Straus	ND
Matthew J. Uhrich	ND
Sophia E. Urbanyi	NE
Brenda M. Waskiewicz	IL

At approximately 3:30 p.m., at the conclusion of the Reciprocity Examination process, the Board met with representatives

from the University of Minnesota College of Pharmacy to discuss the practical experience component of the new, all Pharm D, curriculum being developed at the College. Attending the meeting on behalf of the College of Pharmacy were Mr. Robert Cipolle, Acting Dean, Mr. James Cloyd, Ms. Nina Graves, Ms. Cheryl Zimmerman, and Ms. Julie Johnson.

At approximately 8:30 a.m., April 14, 1993, the Board met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance, with the exception of Mr. George Medich. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

The first order of business was a review of the minutes of the meeting of March 10, 1993. Ms. Carol Peterson moved and Mr. Howard Juni seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Divine Providence Pharmacy in Ivanhoe, Minnesota by Ms. Sheryl Vaske, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, the Board deferred action until its May meeting and, in the meantime, directed Mr. Holmstrom to obtain additional information from the Board Surveyors regarding the proposal for a licensed area and how the hospital pharmacy and proposed community pharmacy will interact with each other.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Kmart Pharmacy in Forest Lake, Minnesota, by Mr. Kevin Weckwerth, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Ove Wangenstein moved and Mr. Howard Juni seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Palace Drug of Chaska, Minnesota by Mr. Stephen Hazelton, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to

the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreens Pharmacy in Eden Prairie, Minnesota by Mr. George Evans, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Ove Wangenstein moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The final application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy in Fridley, Minnesota by Mr. Luke Bialka, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next addressed issues raised by the remodeling of the Out-Patient Pharmacy at Hennepin County Medical Center. In conjunction with the remodeling effort, Mr. Charles Cooper, Pharmacist-in-charge, is requesting a waiver from the Board that would allow the use of electronic security in the form of a motion detector in the remodeled space rather than a physical barrier above the false ceiling. After reviewing the letter received from Mr. Cooper and thoroughly discussing the issue, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that the Board approve the variance requested by Mr. Cooper and approve the remodeling done at Hennepin County Medical Center Out-Patient Pharmacy. The motion passed.

President Capiz next announced Committee appointments for the coming year.

Continuing Education Committee - Henry Capiz and Lloyd Pekas  
Internship Committee - Denise Groehler and Wendy Simenson  
Rules & Legislation Committee - Henry Capiz and Carol Peterson  
Complaint Committee - Denise Groehler and Howard Juni

The Board next turned its attention to setting dates for future meetings. The following calendar of meetings for the remainder of 1993 was established.

May 11, 1993	Business Meeting (Pharmacist members appear at 8:00 a.m. to put together the Laboratory portion of the June 1993 Board Exam).
May 22-26, 1993	NABP Annual Meeting
June 22-24, 1993	Board Exams/Reciprocity/Business Meeting
August 3, 1993	Business Meeting
August 11-13, 1993	NABP District 5 Meeting
September 14, 1993	Business Meeting
October 12-13, 1993	Reciprocity/Business Meeting
November 30, 1993	Business Meeting (Pharmacist members appear at 8:00 a.m. to put together the Laboratory portion of the January 1994 Board Exam).
January 25-27, 1994	Board Exam/Reciprocity/Business Meeting

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval and meeting the continuing education requirements of Minnesota Pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of February 16 and March 24, 1993, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, it was moved by Mr. Ove Wangenstein and seconded by Ms. Denise Groehler that, having passed the Jurisprudence Examination and Oral Examination on pharmacy laws and ethics, the following candidates



for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name. Further, it was moved and seconded that those candidates participating in the examination, as a result of having been unsuccessful in passing the Jurisprudence Examination given as part of the January Full Board Examination, be granted licensure as pharmacists if their scores on this examination and their scores on the Federal Drug Law Examination are each in excess of a score of 75. Finally, it was moved and seconded that those candidates seeking reinstatement of their license to practice pharmacy be granted credit for successfully passing the Jurisprudence Examination if their score on the written portion of the examination was greater than 75. The motion passed.

A list of the names and states of previous registration of the candidates for licensure by reciprocity, who successfully passed the examination is as follows:

<u>NAME</u>	<u>STATE</u>	<u>CERT. #</u>
Kathleen E. Curtis	WI	6052
Sandra J. Gilbreth	IL	6053
Jo Ann M. Hansen	IA	6054
Steven C. Hartwig	WI	6055
Robert L. Kirk	MO	6056
James J. Mennen	IA	6057
Kent D. Munger	SD	6058
Nancy J. Papaneri	TX	6059
Michelle G. Radcliffe	ND	6060
Jill A. Severson	TX	6061
Jean A. Sherrill	SC	6062
Dale M. Straus	ND	6063
Matthew J. Uhrich	ND	6064
Brenda M. Waskiewicz	IL	6065

The following Jurisprudence retake candidates were also granted licensure as pharmacists:

<u>NAME</u>	<u>CERT. #</u>
Amy L. Pittenger	6066
Behzad Samari-Kermani	6067

Mr. Holmstrom next presented to the Board a letter he received from Ms. Cindy Appleseth, Pharmacist-in-charge at Lakeview Memorial Hospital Pharmacy in Stillwater, Minnesota. Ms. Appleseth requested a variance from the Board that would allow them to

provide retail prescription services to inmates at the Washington County Jail from the Hospital's Pharmacy utilizing separate inventory. After reviewing Ms. Appleseth's letter, the Board declined to act on it and directed Mr. Holmstrom to obtain additional information from Ms. Appleseth.

Mr. Holmstrom next presented to the Board a letter he received from Mr. David Lam. Mr. Lam participated in the NABPLEX and Federal Drug Law Examination in June of 1992 in the state of Illinois and transferred those scores to Minnesota at that time. Mr. Lam, however, did not participate in the remainder of the examination when it was offered in January of 1993, and is now petitioning the Board for an opportunity to take the remainder of the Minnesota Licensure Exam in June of 1993, while still utilizing the scores he received on the NABPLEX and Federal Drug Law Examination in Illinois. After a brief discussion, Mr. Ove Wangensteen moved and Ms. Wendy Simenson seconded that the Board authorize Mr. Lam to sit for the remaining portions of the Board Examination in June of 1993 and allow him to utilize his NABPLEX and Federal Drug Law Examination scores obtained in June of 1992 in Illinois. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Mohammed Yousuf. Mr. Yousuf failed to pass the Practical and State Law portions of the Board Examination given in January of 1993. His Laboratory scores were low enough that they brought Mr. Yousuf's overall average score to a score of 73. A score of 75 on the overall average is considered the minimum passing score. Mr. Yousuf is requesting an opportunity to use his NABPLEX and Federal Drug Law Examination scores obtained in January, again, in June and is requesting an opportunity to retake only the Laboratory Practical and State Jurisprudence portions of the examination, rather than to retake all portions of the examination, which is ordinarily the case when one's overall average is less than 75. After a brief discussion of this issue, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board deny Mr. Yousuf's request and adhere to its previously established policy of requiring that all portions of the Board Examination be retaken when the overall average is less than 75. The motion passed.

Mr. Holmstrom next presented to the Board copies of the Objectives established for interns in Minnesota by the Internship Advisory Committee. After reviewing these Objectives, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Objectives be approved and adopted by the Board and that Mr. Holmstrom communicate a "well done" to the Committee and to Ms. Patricia Bellino, Committee Staff Person. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Intern Katherine Tygum requesting internship credit for her work at 3M Pharmaceuticals during the past year. After briefly discussing this issue, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board grant Ms. Tygum 400 hours of internship credit for her work at 3M Pharmaceuticals and that these 400 hours be included in the "400-hour pot", which includes concurrent time work experience, non-traditional internships, and elective clerkships. The motion passed.

Mr. Holmstrom next provided the Board with information regarding the Board's current fax machine. The company from which the Board has been leasing its fax machine apparently no longer has the state contract in this regard, and thus the Board will either need to buy-out the existing machine, or will need to buy or lease a new machine. After some discussion, the Board directed Mr. Holmstrom to purchase a plain paper fax machine and a maintenance contract for it. Mr. Holmstrom will first check regarding a trade-in on the existing machine, if we were to purchase the existing machine and then trade it for a plain paper fax machine.

Mr. Holmstrom next presented to the Board an inquiry he received from Mr. Jim Donatelle regarding guidance as to the permissibility of pharmacies purchasing unit-dose packaging materials for use in providing medications to patients in long-term care facilities. After some discussion, the Board directed Mr. Holmstrom to inform Mr. Donatelle that the Board believes it is acceptable for pharmacies to purchase packaging material for prescriptions being sent to residents of long-term care facilities in the various dispensing systems, but that such purchases should not extend to the purchase of unit-dose carts and the like, which would be interpreted as a violation of Minn. Rule 6800.2250, subpart 1 (d).

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Robert Nystrom asking the Board's opinion as to whether a fund-raising request from a local nursing home would put pharmacists in violation of the Board's rules if the pharmacist were to respond positively to the fund-raising appeal. After a thorough discussion of the issues involved, the Board directed Mr. Holmstrom to inform Mr. Nystrom that the Board rule indicates that this kind of contribution is prohibited, even though it appears that HCFA will allow certain contributions of this type.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacists Susan Cooper and Daniel Fremont regarding the use of an ATC-212 packaging machine at St. Paul Ramsey/Wilder Pharmacy.


After reviewing the letter and briefly discussing its contents, the Board directed Mr. Holmstrom to invite Ms. Cooper and Mr. Fremont to meet with the Board at its meeting of May 11 to more fully discuss the issues raised.

Mr. Ove Wangensteen next reported to the Board on his meetings with Pharmacist Jane Merck, as required by the Board's Stipulation and Order. Mr. Wangensteen reports that Ms. Merck is seeking approval of the Board to use visits to the elderly and infirm, in place of two AA or other support group meetings each month. After briefly discussing this issue, Mr. Holmstrom was directed to inform Ms. Merck that the Board will accept the visitations of the elderly in place of two support group meetings each month, as she requested.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Ms. Judy Knapp, Acting Executive Director of the Smoke Free 2000 Coalition. Ms. Knapp and Mr. Robert Russell, an Attorney representing the American Heart Association are urging the Board to consider tobacco products to be drugs, and thus, subject to regulation by the Board of Pharmacy. After briefly discussing this issue, the Board directed Mr. Holmstrom to inform Ms. Knapp that the Board is not in a position to make this determination at this time, and suggests to Ms. Knapp that the issue be pursued through NABP and its appropriate committees.

Mr. Holmstrom next presented to the Board information regarding various pieces of legislation of interest to the Board and a report on the status of the Board's package of rule changes.

There being no further items requiring Board action at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR



MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SEVENTY-FIRST MEETING

At approximately 8:00 a.m., Tuesday, May 11, 1993, Board members Henry Capiz, Denise Groehler, Wendy Simenson, Howard Juni, and new Board Member Donald Gibson, together with the Board's Executive Director, Mr. David Holmstrom, met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of developing the Laboratory Practical Examination, that will become part of the general Board Examination, scheduled to be given June 22 and 23, 1993.

At approximately 9:00 a.m., Tuesday, May 11, 1993, the entire Board met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley. In opening the meeting, President Henry Capiz welcomed new Board Member Donald Gibson to the Board.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of April 13 and 14, 1993. Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Coborn's Pharmacy, 110 First St. S., Sauk Rapids, Minnesota 56379, by Marvin Moen, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to ensure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Ivanhoe Divine Providence Hospital Pharmacy, 312 E. George St., Ivanhoe, MN 56142 by Ms. Sheryl Vaske, Pharmacist-in-charge. After carefully reviewing this application and the report written by Mr. Lloyd Pekas after having visited that pharmacy, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the new Pharmacist-in-charge, Ms. Marcia Duncan, addressing, in a satisfactory manner, the concerns raised by Mr. Pekas in his report. The motion passed.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Target Pharmacy, 1001 13th St. S., Virginia, Minnesota, by Mr. Rykart Sharpe, Pharmacist-in-

charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangensteen seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to ensure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The next application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Home Service Pharmacy, 13911 Ridgedale Dr., Minnetonka, Minnesota, by Mr. Dan Asher, Pharmacist-in-charge. Mr. Asher now personally appeared before the Board to discuss the unique nature of this application, and to discuss the variances being requested as part of the application. After hearing from Mr. Asher, and reviewing the application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Mr. Howard Juni seconded that the application, as currently proposed, be denied and that Mr. Holmstrom be directed to inform Mr. Asher that a separate space will be required for the licensure of Home Service Pharmacy, and that a separate pharmacist-in-charge will be required. The motion passed.

Mr. Holmstrom immediately communicated this information to Mr. Asher, who had remained in attendance. Mr. Asher then produced a diagram of a separate space, which had already been identified for Home Service Pharmacy in the event that the Board would take the action that it ultimately did. Mr. Asher further indicated that Mr. Michael Pflepsen would be named pharmacist-in-charge of Home Service Pharmacy at this separate location.

The Board reviewed the application for the licensing of Home Service Pharmacy at its separate location with Mr. Pflepsen as pharmacist-in-charge and, on motion of Mr. Howard Juni with a second by Ms. Wendy Simenson, approved the application subject to the successful completion of an on-site inspection by a member of the Board's staff, to ensure compliance with Pharmacy Board rules dealing with licensure.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Kay Davidson, Pharmacist-in-charge at Canby Community Health Services Pharmacy. Ms. Davidson is requesting the Board's approval of the conversion of a patient room as an extension of the current pharmacy until a planned remodeling of the hospital is completed, at which time, the pharmacy department will have a new, enlarged space. After reviewing and discussing Ms. Davidson's letter, Mr. Howard Juni moved and Ms. Denise Groehler seconded that

the Board consider the non-adjacent patient room, that is proposed for conversion to the use of the pharmacist, as a satellite to the hospital's current pharmacy, and thus, grant approval for the use of this room for a one-year period of time. Should the planned expansion and remodeling of the hospital not be completed in one year, it will be necessary for Ms. Davidson to request an extension for the continued use of the non-adjacent pharmacy room. The motion passed.

At this time, Ms. Cindy Appleseth, Director of Pharmacy at Lakeview Memorial Hospital, in Stillwater, Minnesota appeared before the Board to discuss a letter she had previously submitted to the Board requesting approval of a plan, whereby Lakeview Memorial Hospital Pharmacy would be providing prescriptions and prescription services to the inmates at the Washington County Jail. Since the Washington County Jail prisoners are not hospital patients as such, the proposal raised a number of issues that were discussed by Ms. Appleseth and the Board. At the conclusion of the discussion, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the proposal by Ms. Appleseth be approved for a one-year period of time. At the expiration of this time period, Ms. Appleseth will either have to provide space in her hospital for the licensure of an out-patient pharmacy or will have to apply for an extension of the current variance. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first such item involved the appearance before the Board, of Pharmacist Frederick B. Wesely. Mr. Wesely had previously been the subject of disciplinary action by the Board relating to the theft and unauthorized use of controlled substance drugs. Mr. Wesely has now completed his period of probation with the Board. Mr. Wesely apprised the Board of his current situation. After hearing from Mr. Wesely and determining that all of the conditions of probation have been met by Mr. Wesely, the Board acknowledged the expiration of Mr. Wesely's probation and wished him well.

The second item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley of the Settlement Stipulation in the matter of the Pharmacist's license of Mr. Larry D. Hafner. The Settlement Stipulation was developed subsequent to a conference held March 30, 1993, with Mr. Hafner. The purpose of the conference was to discuss allegations of unprofessional conduct based on numerous recordkeeping and practice violations.

The Settlement Stipulation has been agreed to, accepted by, and signed by Mr. Hafner. Mr. Hafner, together with his legal



counsel, now personally appeared before the Board to discuss this stipulation. After thoroughly discussing the Settlement Stipulation and Order with Mr. Hafner, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the Stipulation and Order be accepted by the Board, and that the Executive Director of the Board, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed.

The last item of a quasi-judicial nature involved the appearance before the Board of Pharmacist Michael R. Beugen. Mr. Beugen had previously been the subject of disciplinary action by the Board relating to numerous recordkeeping and practice violations. Mr. Beugen has now completed his period of probation with the Board. Mr. Beugen discussed his current situation with the Board, and discussed his compliance with the terms of his probation. After hearing from Mr. Beugen and determining that all of the conditions of probation have been met by Mr. Beugen, the Board acknowledged the expiration of Mr. Beugen's probation and wished him well.

The Board now returned to its general business session.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. The list is attached to these minutes. Ms. Carol Peterson moved and Mr. Ove Wangenstein seconded that the supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

At this time Ms. Susan Cooper and Mr. Daniel Fremont appeared before the Board to discuss issues relating to the placement and use of an ATC-212 packaging machine, currently located at St. Paul Ramsey/Wilder Pharmacy. After hearing from Ms. Cooper and Mr. Fremont regarding the plans for placing the ATC-212 machine at Our Pharmacy, located at the Lyngblomsten Nursing Home, where it is proposed that packaging, using the ATC-212, will be done for patients at Lyngblomsten, Wilder, and Minnesota Masonic Homes, and after discussing with them several issues of concern regarding the potential position of the Food and Drug Administration regarding packaging of prescription drugs under the system being proposed, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the Board defer action on the proposal at this time, and that Mr. Holmstrom suggest to Ms. Cooper and Mr. Fremont that they obtain approval from the Food and Drug Administration for their proposed process, after which the Board will again consider their proposal and process. The motion passed.



Mr. Holmstrom next presented to the Board a letter he received from Mr. Richard Sprangers, requesting a variance which would allow him to be designated as pharmacist-in-charge at the pharmacies located at the Minnesota Correctional Facility in Stillwater and the Minnesota Correctional Facility at Oak Park Heights. After reviewing Mr. Sprangers' letter, the Board determined that it needed additional information, regarding the pharmacy operations at Stillwater and Oak Park Heights, and declined to take action at this time. The Board instead directed Mr. Holmstrom to contact Mr. Sprangers and request additional information.

Mr. Holmstrom next presented to the Board a letter he received from Mr. Lloyd Pearson, Director of Pharmacy at Community Memorial Hospital in Winona, Minnesota, and Mr. Richard Gaffron, the Pharmacist-in-charge at Parkview Pharmacy, which is associated with Community Memorial Hospital. It seems that Community Memorial Hospital Pharmacy and Parkview Pharmacy purchased a computer system, used by both pharmacies, with the hospital pharmacy's terminal acting as a satellite/remote station for the terminal at Parkview Pharmacy. The computer system was, unfortunately, set up with both sites using the same numbering sequence. When the problems associated with this system were brought to their attention, Mr. Pearson and Mr. Gaffron submitted the letter, now under consideration by the Board. Mr. Pearson and Mr. Gaffron are requesting that the Board not require them to redo their computer system to separate the numbering systems.

After discussing the extreme difficulty in auditing the records of either pharmacy, as a result of this system which combines the prescription records from both pharmacies into one system, and discussing the fact that other pharmacies, in purchasing computer systems have been required to purchase the more expensive version that would separate the prescription recordkeeping numbering sequences, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board deny the request by Mr. Pearson and Mr. Gaffron, and that Mr. Holmstrom inform them that they must bring their computer systems into compliance and, if that means buying the software necessary to upgrade the system appropriately, then that must be done. The motion passed.

Mr. Holmstrom next presented to the Board a letter from reciprocity candidate, Sophia Urbanyi. Ms. Urbanyi was a reciprocity candidate at the April Reciprocity Examination, who was unsuccessful in achieving the minimum passing score. Ms. Urbanyi was requesting reconsideration and licensure based on the fact that her score of 73.6 was close to the passing score, the minimum passing score of 75.0. After reviewing Ms. Urbanyi's performance

on the examination and noting her very poor performance on the written portion of the examination, Mr. Ove Wangensteen moved and Ms. Denise Groehler seconded that the Board deny Ms. Urbanyi's request for reconsideration, and that she be required to retake the Reciprocity Examination at its next offering. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Ms. Thurza Roberts, Director of Pharmacies for the Duluth Clinic, and Ms. Kathy Johnson, Pharmacist-in-charge of the Duluth Clinic IV Pharmacy, relating to the use of technicians at the Duluth Clinic IV Pharmacy. Ms. Roberts and Ms. Johnson were requesting that the Board allow technicians to work unsupervised by a pharmacist from time to time in the Duluth Clinic IV Pharmacy, when the pharmacists are required to conduct patient education in the hospital or are out of the pharmacy attending care conferences with physicians.

After reviewing the request by Ms. Roberts and Ms. Johnson, and reviewing the Board rules and statutes requiring pharmacists to be present and on duty at all times that a pharmacy is open for business, the Board acted to issue the clarification of its interpretation of the statutes and rules requested by Ms. Roberts and Ms. Johnson, that clarification being that, no technicians are allowed to work unsupervised in the pharmacy when pharmacists are not present. If a situation arises where all pharmacists are out of the pharmacy for some reason, the pharmacy must be closed and the technicians must also leave the premises. Mr. Holmstrom was directed to communicate this clarification to Ms. Roberts and Ms. Johnson.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist John Boray, Pharmacist-in-charge at Shopko Pharmacy in Rochester, Minnesota, regarding the potential employment of a first-year pharmacy student from South Dakota State University as a pharmacy technician effective immediately, rather than having to wait until the Board rule changes effectively allowing a two-technician to one-pharmacist ratio. After reviewing Mr. Boray's letter and noting the Board's long standing position of helping pharmacy students obtain valuable practical experience whenever possible, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the Board allow Mr. Boray to employ student Joy Kallenberger as a second technician, upon condition that Ms. Kallenberger function in accordance with the technician procedures previously approved for Mr. Boray's pharmacy and, upon further condition, that Mr. Boray re-write his technician request and resubmit it to the Board, reflecting the two-to-one technician-to-pharmacist ratio as

soon as the Board's rules become effective authorizing the two-technician to one-pharmacist ratio. The motion passed.

Mr. Holmstrom next present to the Board a query raised by the Board Surveyors as to whether they should routinely ask to see the "incident report file" that many pharmacies keep as a record of dispensing errors made by pharmacists at those pharmacies. After a discussion centering on the Board's responsibilities for the protection of the public health, Mr. Holmstrom was directed to advise the Board Surveyors that they should ask to see incident report files at all pharmacies that maintain such files, and further, that Mr. Holmstrom should plan to develop a new rule, which would require all pharmacies to maintain such an incident report.

Mr. Holmstrom and Board Member Carol Peterson next updated the Board on the progress being made in developing the program for the District V Meeting of the Boards and Colleges of Pharmacy, hosted by the Minnesota Board of Pharmacy and the Minnesota College of Pharmacy, in Minneapolis, on August 11-13. No formal action by the Board was taken or requested.

Mr. Holmstrom next provided the Board with informational items relating to the ACPE Accreditation Standards and Guidelines for the professional program in pharmacy, leading to the Doctor of Pharmacy Degree, informational items relating to the proposed Constitution and Bylaws changes of the National Association of Boards of Pharmacy, and information pertaining to the election of representatives to the Executive Committee of the National Association of Boards of Pharmacy.

Mr. Holmstrom next informed the Board that a legal orientation for Board members of all of the Health Related Licensing Boards has been scheduled for Thursday, June 17, 1993, beginning at 1:00 p.m. All Board members were encouraged to attend.

There being no further business requiring Board action at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

May 11, 1993

Anoka-Metro Reg. Trtmnt. Ctr. Phcy. - Anoka  
Berg's Snyder Drug - Stewartville  
Caremark Pharmacy Services - Arden Hills  
Divine Providence Hospital Pharmacy - Ivanhoe  
Mike's Snyder Drug, Inc. - Glencoe  
MN Correctional Facility Phcy. - Stillwater  
Thrifty White Drug #722 - Marshall  
Walgreens Pharmacy - Bloomington  
Walgreens Pharmacy - Minneapolis  
Walgreen Drug - Robbinsdale  
Walgreen Pharmacy - St. Paul  
Wal-Mart Pharmacy - Fridley



MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SEVENTY-SECOND MEETING

At approximately 8:00 a.m., June 22, 1993, the Board of Pharmacy met at the Sheraton Midway Hotel in St. Paul, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance.

At the same time, Pharmacy Board Surveyors, Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the written examination to candidates for licensure by examination. The written portions of the full Board Examination were administered in the ballroom of the Radisson University Hotel in Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications were present to write the NABPLEX Examination administered as part of the total Board Examination process:

CAREN J ALLIVATO  
KELLY K ANDERSON  
SHIVA ASHTIANI-ASL  
MELINDA J BAXTER  
KATHRYN A BEHMER  
REBECCA A BENSON  
MELISSA G BINDER  
JEFFERY J BOLTJES  
CAROL D BORN  
DINAH L BOWELL  
LISA C BOYER  
ROBERT L BROGHAMMER  
BOBBI J CIPALA  
MICHAEL J CLAYTON  
KATIE E COPELAND  
FIROZ Y DAWOODBHAI  
PHILIP P DENUCCI  
JAMI R FRIEDMAN  
JAMES E GANNON  
PAUL J GOERDT  
KIMBERLY J GRAUPE  
AMY C GROSS  
JESSICA A GROWETTE  
STACEY L HANSEN  
CHRISTINE J HECKEL  
JODI R HEINS  
NICOLE C HELLER  
JEANETTE A HERSHEY-MUNAR  
JEANINE M HESS  
KIMBERLY J HESS

BRADLEY D HIRCOCK  
MARSHA R IMSLAND  
KENT R JOHNSON  
AMY L LARSEN  
LAI F LAW  
JOSEPH A LOVELY  
KRISTEN A MARTEN  
PAUL MASTORIDIS  
JENNIFER A MCCARTY  
BRENDA M MELLEGARD  
MICHELLE R MERCK  
MICHAEL R MILLAR  
SARAH R MOTER  
JONI C MURRAY  
DAVID A NELSON  
MICHAEL H NELSON  
DAWN M PALMER  
BEATE G PELTO  
MICHAEL A PFEIFFER  
ROD E QUILITZ  
KATHRYN C RUETZEL  
PATRICE M RICE  
DENNIS J SCHAEFBAUER  
STEPHANIE A SCHMITZ  
KATHRYN R SCHULTZ  
LEAH K SEEHUSEN  
JULIE K SIMONSON  
MICHELLE Y SKOGLUND  
SUSAN M SPORRER  
JESSICA A STREICH

ANN S STRUBLE  
BRENDA J SULLIVAN  
TARA TAJBAKSH  
WILLIAM C THOMAS  
KATHLEEN S THOMPSON  
MAYLINE TORRES-CERDA  
KATHERINE I TYGUM  
YAKOV G VAISLEIB

CINDY K VAUPEL  
JANET L WITTMAN  
TIMOTHY R WODELE  
LISA S WOOLF  
TANYA M WRIGHT  
JAYSON A YAPPEL  
MOHAMMED A YOUSUF

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members conducted the Oral Examination in Jurisprudence, required of the reciprocity candidates. Each of the following candidates appeared for the Oral Examination at the Sheraton Midway Hotel and each of the candidates is seeking licensure to Minnesota on the basis of his or her license in the state indicated:

<u>Name</u>	<u>State of Original Licensure</u>
KEVIN L AHOLT	MISSOURI
RITA BAGLINI	NEW JERSEY
EDANE M BOWMAN	IOWA
DARIN J BUCHHOLZ	INDIANAPOLIS
BRIDGET A CARNS	OHIO
DARRIN R CIASCHINI	MASSACHUSETTS
CYNTHIA L CROSS	ILLINOIS
SCOTT A CROUSE	UTAH
DAWN M DEGRAZIO	COLORADO
GARY H FINLAYSON	NEW JERSEY
JOHN H FRANKS, III	OHIO
GREGORY E GREEN	KANSAS
DENNIS D GUTHMUELLER	NORTH DAKOTA
CHRISTIE A HAWKINS	MONTANA
KENT W HEGER	WISCONSIN
TERESA K HEINEN	ILLINOIS
NICOLE L HENRICKSON	ILLINOIS
JOSEPH C HUNG	NEVADA
JACK C IRVINE	LOUISIANA
EHAB M KHALIL	NEW YORK
ELIZABETH A MATTY	OHIO
DONALD L NELSON	OKLAHOMA
THOMAS R SCARPONCINI	RHODE ISLAND
SUZANNE R SCHRATER	KANSAS
BRETT A STUBSON	KANSAS
SOPHIA E URBANYI	NEBRASKA
ROBERT W WETMORE	MISSOURI
LAURIE A WILLHITE	IOWA
ANNETTE M WINDER	SOUTH DAKOTA

In addition to the above listed reciprocity candidates, also taking the Reciprocity Examination as part of a stipulated agreement relating to disciplinary matters with the Board was Mr. Larry Hafner.

June 23, 1993. At approximately 8:00 a.m., June 23, 1993, the Board met at the College of Pharmacy, at the University of Minnesota, for the purpose of administering a Laboratory Practical Examination, in prescription compounding and patient profile use, to the candidates for licensure by examination. All of the Board members were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

In addition to the candidates who wrote the NABPLEX Examination on June 22, 1993, the following NABPLEX score transfer candidates participated in the Laboratory Practical Examination:

DAVID S LAM

JAYNE M SEABORN

The following complete retake candidate was also present to write the Laboratory Practical Examination:

MOHAMMED A YOUSUF

The following Jurisprudence and Lab retake candidate was also present to write the Laboratory Practical Examination:

PRISCA N ONWUMERE

The following individuals, seeking reinstatement of their license to practice pharmacy in Minnesota, which they had previously allowed to lapse, were also participating in the Laboratory Examination:

HOWARD JOHNSON  
ERIC BURNHAM

JAMES BECK

Half of the candidates for licensure by examination participated in the Laboratory Practical Examination in the morning, while the other half presented themselves at the Radisson University Hotel for the purpose of writing an examination on state law. The Law Examination was administered by Board of Pharmacy Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek.

Beginning at approximately 12:30 p.m., those candidates who participated in the Laboratory Practical Examination in the morning presented themselves at the Radisson University Hotel to take the written examination in Minnesota Jurisprudence, while those who took the Jurisprudence Examination in the morning presented themselves at the College of Pharmacy to participate in the Laboratory Practical Examination.

At approximately 3:30 p.m., all of the candidates again presented themselves at the Radisson University Hotel to participate in the Federal Drug Law Examination required as part of the overall examination process. Also participating in the Federal Drug Law Examination were the following FDLE re-take candidates:

MOHAMMED A YOUSUF  
CHRISTOPHER J ARENDT

KEITH R CARLSON  
CRAIG A NYBAKKEN

June 24, 1993. At approximately 8:30 a.m., June 24, 1993, the Board met in the Board of Pharmacy Conference Room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of May 11, 1993. Mr. Ove Wangensteen moved and Ms. Denise Groehler seconded that the minutes of the meeting of May 11, 1993 be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies that it has received since its last meeting. The first such application to conduct a new pharmacy was submitted on behalf of the St. Paul Metro Treatment Center in Maplewood, Minnesota by Mr. Arne Vinje, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreen Pharmacy in Roseville, Minnesota by Ms. Cheryl Bertsch, Pharmacist-in-charge. After carefully reviewing this application and a diagram



of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangensteen seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Dick Bleck, Director of Pharmacy at Park Nicollet Medical Center. Mr. Bleck is requesting Board approval of a plan for a new pharmacy that would be built on two levels of an addition to the Park Nicollet Medical Center being planned for construction shortly. The two floors of the proposed pharmacy would be connected by a spiral staircase and a dumbwaiter. Patients will be seen and prescriptions filled at both levels. Mr. Bleck indicated that all refills will be processed and picked up on the lower level, which will also be the site that has extended evening and weekend hours. After carefully considering Mr. Bleck's letter and discussing the issue, the Board directed Mr. Holmstrom to contact Mr. Bleck and inform him that the two-story pharmacy will be acceptable to the Board and will be allowed to operate with one license on condition that a pharmacist be present on each level whenever that level is open for business and whenever other auxiliary pharmacy personnel are working on that level.

Mr. Holmstrom next presented to the Board a letter from Shabir Somani, Associate Director of Pharmacy Services for the University of Minnesota Hospital and Clinic. Mr. Somani's letter involved the fact that the UMHC is currently in negotiations with Fairview Riverside Medical Center to rent space in the Riverside Complex to house the University's Neonatal Intensive Care Unit (NICU). This would require that UMHC have a pharmacy located in the Riverside Complex servicing the UMHC Neonatal Intensive Care Unit. Mr. Somani's letter inquired about the requirement for separate licensure of the pharmacy and whether it would be necessary for the University of Minnesota Hospital Pharmacy to become registered as a manufacturer in order to supply drugs that they might prepare in ready-to-use form to the NICU patients. After discussing the issues raised by Mr. Somani, the Board directed Mr. Holmstrom to inform Mr. Somani that separate licensure of the Fairview location will be required and that, if the main pharmacy at UMHC delivers medications directly to the patient or to the nursing unit on which the patient is housed, licensure as a manufacturer will not be necessary.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that having passed the Jurisprudence Examination and an Oral Examination in Pharmacy Laws and Ethics, the following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name:

<u>Name</u>	<u>Certification #</u>	<u>State Recip. From</u>
KEVIN L AHOLT	6069	MISSOURI
RITA BAGLINI	6070	NEW JERSEY
EDANE M BOWMAN	6071	IOWA
DARIN J BUCHHOLZ	6072	INDIANAPOLIS
BRIDGET A CARNS	6073	OHIO
DARRIN R CIASCHINI	6074	MASSACHUSETTS
CYNTHIA L CROSS	6075	ILLINOIS
JOHN H FRANKS, III	6076	OHIO
GREGORY E GREEN	6077	KANSAS
KENT W HEGER	6078	WISCONSIN
TERESA K HEINEN	6079	ILLINOIS
JACK C IRVINE	6080	LOUISIANA
EHAB M KHALIL	6081	NEW YORK
DONALD L NELSON	6082	OKLAHOMA
THOMAS R SCARPONCINI	6083	RHODE ISLAND
BRETT A STUBSON	6084	KANSAS
LAURIE A WILLHITE	6085	IOWA
ANNETTE M WINDER	6086	SOUTH DAKOTA

Also successfully passing the Jurisprudence Examination, being taken as part of a stipulation and order of the Board, was Mr. Larry Hafner.

Mr. Holmstrom next presented the grades from the Laboratory portion of the Full Board Examination for candidates who were seeking reinstatement of their licenses and who were taking the laboratory portion of the Full Board Examination. In conformity with the Board's policy established previously, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination. With the passing score thus established, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the reinstatement candidates, achieving a score of not less than 75 on the Laboratory Practical Examination, be granted licensure as pharmacists. The motion passed.

In accordance with these criteria, successfully passing the Laboratory Practical Examination, taken as part of the reinstatement of their licenses to practice pharmacy, were Mr. James Beck, Mr. Howard Johnson, and Mr. Eric Burnham.

Mr. Holmstrom next presented the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates and the State Jurisprudence and Laboratory Practical retake candidate who are all seeking licensure by examination and who are taking only the Laboratory Practical and State Jurisprudence portions of the Full Board Exam. In conformity with the Board's policy established previously, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination and a score of 75 as the minimum passing score on the State Jurisprudence Examination. With these passing scores thus established, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the following NABPLEX and FDLE transfer candidates, having achieved a score of not less than 75 on each of the above portions of the examination, be granted licensure as pharmacists. The motion passed.

<u>Name</u>	<u>Certification #</u>
DAVID S LAM	6087
JAYNE M SEABORN	6089

The following Practical and State Jurisprudence re-take candidate was also granted licensure as a pharmacist:

<u>Name</u>	<u>Certification #</u>
PRISCA N ONWUMERE	6088

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature to come before the Board was the presentation by Mr. Holley of a settlement stipulation in the matter of the pharmacist's license of Mr. Gary Wehrwein. The settlement stipulation was developed subsequent to a conference held May 5, 1993 with Mr. Wehrwein. The purpose of the conference was to discuss allegations of unprofessional conduct based on drug and alcohol abuse. The settlement stipulation has been agreed to, accepted by, and signed by Mr. Wehrwein. Mr. Wehrwein now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Wehrwein, Ms. Carol Peterson moved and Ms. Denise Groehler seconded that the stipulation and order be accepted by the Board as it was written

and that Mr. Holmstrom sign the documents on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature to come before the Board was a presentation by Mr. Holley of the settlement stipulation developed in the matter of the pharmacist license of Ms. Jodi Boos. The settlement stipulation was developed subsequent to a conference held June 2, 1993 with Ms. Boos. The purpose of the conference was to discuss allegations of unprofessional conduct based on the theft of controlled substances from her employer by Ms. Boos and the diversion of those drugs to her own use. The settlement stipulation has been agreed to, accepted by, and signed by Ms. Boos. Ms. Boos now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Ms. Boos, Ms. Denise Groehler moved and Mr. Donald Gibson seconded that the stipulation and order be accepted by the Board and that Mr. Holmstrom sign the documents on the Board's behalf. The motion passed.

The third item of a quasi-judicial nature to come before the Board was a petition for reinstatement submitted by Mr. Joseph Luzius. Mr. Luzius' license had previously been suspended by the Board. Mr. Luzius now personally appeared before the Board to discuss his petition for reinstatement. After discussing the requirements for reinstatement with Mr. Luzius and determining that Mr. Luzius has complied with the requirements for reinstatement, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that Mr. Luzius' license to practice pharmacy be reinstated and that he be placed on probation in accordance with the provisions previously agreed to. The motion passed.

The next item of a quasi-judicial nature to be addressed by the Board was a discussion of whether Board surveyors, when investigating complaints or when making routine inspection visits to pharmacies, should request an opportunity to review "incident report files" that may be maintained from time to time at pharmacies. After a brief discussion of this issue, Mr. Holley indicated that it appears that the Board has the authority, under Minnesota Statutes 151.06, Subdivision 1A (4), to request such information if it is maintained by a pharmacy. It was indicated to the Board that, in its roll of protecting the public health, the Board should avail itself of any means at its disposal to identify circumstances of prescription dispensing errors which might endanger the public health.



The Board next turned its attention to requests for variances that it has received since the last meeting. The first variance request reviewed by the Board was submitted on behalf of Dinndorf Drug in Albany, Minnesota by Mr. Don Dinndorf, Pharmacist-in-charge. Mr. Dinndorf is requesting a variance that would allow him to leave his pharmacy unattended by a pharmacist for up to thirty minutes on occasion when the pharmacist must leave the pharmacy to take care of orders at the Albany Area Hospital.

After discussing Mr. Dinndorf's request, the Board directed Mr. Holmstrom to communicate to Mr. Dinndorf the Board's position that he must either remodel the pharmacy in order to appropriately close off and secure the prescription department area at times when the pharmacist must leave the premises and/or schedule regular times to visit the hospital and to establish those times in such a manner that another pharmacist can cover the store. Mr. Dinndorf's variance request was denied.

The next request for a variance considered by the Board was submitted on behalf of Diversitech International by Mr. Allen C. Burke, President. Mr. Burke is seeking a variance from the Board's Rule 6800.0400, Subdivision 2, which states "no license may be issued to any manufacturer or wholesale distributor whose intended place of business is a personal residence."

Diversitech International is a medical brokerage for the import and export of medical products. Diversitech International does not take physical possession of drug items but directs and influences the distribution of drug items and thus requires licensure. Mr. Burke's place of operation for Diversitech is a personal residence. After discussing Mr. Burke's variance request, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the variance requested by Mr. Burke, on behalf of Diversitech International, be granted in consideration of the fact that Diversitech does not take physical possession of the products it distributes. The motion passed.

The next request for a variance to be considered by the Board was submitted on behalf of Hendrix Health Center at Moorhead State University in Moorhead, Minnesota by Betty Jo Lee, Pharmacist-in-charge. Ms. Lee is requesting a variance from Minn. Rule 6800.0700, relating to the minimum space requirement for a licensed pharmacy. The Hendrix Health Center Pharmacy, as originally licensed, contained more than 400 square feet of space; but that space included an over-the-counter drug area. The Health Center now wishes to enclose the prescription department only and allow over-the-counter drug sales at times when the pharmacist is not

present and on duty. Enclosing the prescription department only, will result in an enclosed space of substantially less than the 400 square foot minimum. Upon review by pharmacy surveyor Leslie Kotek, the space proposed for enclosure within the licensed area appears to be sufficient to meet the needs of this limited service pharmacy.

After briefly discussing this variance request, Mr. Donald Gibson moved and Ms. Denise Groehler seconded that the variance requested be approved. The motion passed.

The next variance to be considered by the Board was submitted on behalf of the Regional Kidney Disease Program (RKDP) Metro Division Pharmacy. The variance request was submitted by Mr. Charles Halstenson, Pharmacist-in-charge. Mr. Halstenson is requesting a variance to Minn. Rule 6800.3850, regarding the supervision of pharmacy technicians. Mr. Halstenson is seeking a variance that would allow the pharmacist-on-duty to leave the IV admixture pharmacy for brief periods to fulfill other important responsibilities, such as clinical and research activities. After thoroughly discussing Mr. Halstenson's request, Ms. Denise Groehler moved and Mr. Donald Gibson seconded that the variance request be denied. The motion passed.

In denying the requested variance for RKDP, the Board expressed concern over the rather open-ended request for pharmacist absences from the pharmacy to conduct "clinical and research activities." The Board took the position that allowing technicians to prepare sterile intravenous pharmaceuticals unsupervised in a licensed pharmacy does not adequately protect the patient's health and safety.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval and meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, between the dates of March 24 and May 18, 1993, and between the dates of May 18 and June 15, 1993, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that those programs recommended for approval be so approved and that those programs, for which denial of approval is recommended, be denied. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Mr. Frederick Chomilo, petitioning the Board for an opportunity to reciprocate to Minnesota based on a license to practice pharmacy in Iowa. Mr. Chomilo had, in 1986, taken the Full Board Examination in Minnesota and failed to pass. Ordinarily, under such circumstance, the opportunity to later reciprocate to Minnesota is not available. After discussing Mr. Chomilo's situation, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the Board allow Mr. Chomilo to reciprocate to Minnesota on the basis of his license to practice pharmacy in Iowa. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist David Menzhuber, from the St. Cloud Hospital Pharmacy. Mr. Menzhuber is seeking guidance from the Board as to what extent a hospital pharmacist can leave the pharmacy while technicians are in the pharmacy continuing their work. After reviewing Mr. Menzhuber's letter, the Board determined that it could not appropriately address Mr. Menzhuber's question without having additional information and directed Mr. Holmstrom to contact Mr. Menzhuber for more detail regarding the location of the nursing stations relative to the pharmacy, more information on what the technician duties would be, and more information on how long the pharmacist would be absent from the pharmacy.

The Board next addressed the issue of whether an individual, licensed as a pharmacist in another state and working for an insurance company in their pharmacy program, requires licensure in Minnesota. After reviewing the statutory definition of the practice of pharmacy and discussing this issue, the Board determined that, under the circumstances described above, licensure as a pharmacist would be required.

Mr. Holmstrom next presented to the Board an issue that arose at Monticello Big Lake Community Hospital where the pharmacy has been asked to provide emergency medication for hospice patients. The policy under development would provide for pre-filled prescriptions being made available in the pharmacy department. The medications would be issued for emergencies when the local community pharmacies are closed. A hospice nurse would obtain orders for the medication from the attending physician. The hospice nurse and the hospital's nursing supervisor would then issue the correct prescription from the hospice emergency box.

The pharmacist at Monticello Big Lake Community Hospital is seeking clarification from the Board as to the legality of this arrangement.



After discussing this issue, the Board directed Mr. Holmstrom to have the Board's surveyors talk to the community pharmacists in Monticello to attempt to convince them to extend their service coverage to take care of emergency medications needed by hospice patients.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Pharmacist Kevin Teich, Pharmacist-in-charge at Rice County District I Hospital in Faribault, requesting approval for the use of technicians in accordance with the standards established by the tech-check-tech pilot program that was recently completed. After reviewing Mr. Teich's request, Ms. Denise Groehler moved and Mr. Donald Gibson seconded that the Board approve the use of technicians in a tech-check-tech program according to the procedures developed by Mr. Teich. The motion passed.

The Board next took under consideration, the report of the Administrative Law Judge with findings and recommendations based on testimony from the various parties who participated in the public hearing on the Board's proposed rule package. After reviewing the report of the Administrative Law Judge and discussing language alternatives that might be used by the Board to meet the requirements and suggestions made by the Administrative Law Judge, Ms. Denise Groehler moved and Mr. Howard Juni seconded that Mr. Holmstrom proceed with the re-drafting of the rules in accordance with the report of the Administrative Law Judge, incorporating the language alternatives developed by the Board. The motion passed.

Upon the conclusion of the discussion on alternative rule language, the issue of what "brief absences" from a pharmacy by the pharmacist might be tolerated by the Board without requiring the pharmacy to be closed and secured was discussed. The position developed by the Board was that such allowable brief absences must be in response to an unanticipated emergency situation and must not be of a routine nature. Allowable brief absences do not include pharmacist involvement in banking transactions, attending business meetings, performing chart reviews at nursing homes, participating in care conferences for nursing home, hospice, or hospital patients, etc.



There being no further business at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

June 24, 1993

Caruso Pharmacy - Edina  
Cash Wise Pharmacy - Hutchinson  
Drug Emporium - Roseville  
Glencoe Area Hlth. Ctr. Pharmacy - Glencoe  
K-Mart Pharmacy #4882 - Waite Park  
Lake Country Drug - Isle  
Ortonville Area Hlth. Svcs. Pharmacy - Ortonville  
Palace Drug - Norwood  
Slayton Drug - Slayton  
Snyder Drug Coon Rapids - Coon Rapids  
Syncor International Corporation - St. Paul  
Target Pharmacy - Rochester  
Thrifty White Drug - Faribault  
Thronset Pharmacy - Lakefield  
Wal-Mart Pharmacy - Alexandria  
Wal-Mart Pharmacy - Brooklyn Park  
Wal-Mart Pharmacy - Faribault  
Wal-Mart Pharmacy - Hastings  
Wal-Mart Pharmacy - Montevideo  
Wyoming Drug - Wyoming  
Zumbrota Main Street Pharmacy - Zumbrota

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SEVENTY-THIRD MEETING

At approximately 8:30 a.m., August 3, 1993, the Board of Pharmacy met at the Board of Pharmacy Conference Room, at 2700 University Avenue West, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance were Mr. David Holmstrom, Executive Director of the Board, and Mr. Robert Holley, the Board's legal counsel.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of June 22, 23, and 24, 1993. Mr. Ove Wangenstein moved and Ms. Denise Groehler seconded that the minutes of the 672nd meeting of the Minnesota Board of Pharmacy, held June 22, 23, and 24, 1993, be approved as written. The motion passed.

The Board next turned its attention to the performance of candidates for licensure by examination, who completed the examination process on June 22 and 23, 1993. Having first determined that, in grading the examination, the NABPLEX portion of the examination should be weighted at 65% of the total, the Board's own laboratory practical examination at 20% of the total, and the average scores on the Federal Drug Law examination and the Board's own jurisprudence examination weighted at 15% of the total, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that those candidates who received a general average of 75 or better, not less than 75 on their laboratory practical examination, not less than 75 on the state jurisprudence examination, not less than 75 on the Federal Drug Law examination, and not less than 75 on the NABPLEX examination, be granted licensure as pharmacists. The motion passed.

Candidates who successfully passed the examination are as follows:

<u>CERT. #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6092	CAREN J ALLIVATO	115610
6093	KELLY K ANDERSON	115611
6094	CHRISTOPHER J ARENDT	115612
6095	SHIVA ASHTIANI-ASL	115613
6096	REBECCA A BENSON	115614
6097	MELISSA G BINDER	115615
6098	JEFFERY J BOLTJES	115616
6099	CAROL D BORN	115617
6100	DINAH L BOWELL	115618
6101	LISA C BOYER	115619
6102	ROBERT L. BROGHAMMER	115620
6103	BOBBI J CIPALA	115621

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<u>CERT. #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6104	MICHAEL J CLAYTON	115622
6105	KATIE E COPELAND	115623
6106	JAMI R FRIEDMAN	115624
6107	PAUL J GOERDT	115625
6108	KIMBERLY J GRAUPE	115626
6109	AMY C GROSS	115627
6110	JESSICA A GROWETTE	115628
6111	STACEY L HANSEN	115629
6112	CHRISTINE J HECKEL	115630
6113	JODI R HEINS	115631
6114	NICOLE C HELLER	115632
6115	JEANNETTE A HERSHEY MUNAR	115633
6116	JEANINE M HESS	115634
6117	KIMBERLY J HESS	115635
6118	BRADLEY HIRCOCK	115636
6119	MARSHA R IMSLAND	115637
6120	KENT R JOHNSON	115638
6121	AMY L LARSEN	115639
6122	LAI F LAW	115640
6123	KRISTEN A MARTEN	115641
6124	JENNIFER A MCCARTY	115642
6125	MICHELLE R MERCK	115643
6126	SARAH R MOTER	115644
6127	JONI C MURRAY	115645
6128	MICHAEL H NELSON	115646
6129	DAWN M PALMER	115647
6130	BEATE G PELTO	115648
6131	MICHAEL A PFEIFFER	115649
6132	KATHRYN C REUTZEL	115650
6133	PATRICE M RICE	115651
6134	STEPHANIE A SCHMITZ	115652
6135	KATHRYN R SCHULTZ	115653
6136	LEAH K SEEHUSEN	115654
6137	JULIE K SIMONSON	115655
6138	MICHELLE Y SKOGLUND	115656
6139	JESSICA A STREICH	115657
6140	ANN S STRUBLE	115658
6141	BRENDA J SULLIVAN	115659
6142	KATHLEEN S THOMPSON	115660
6143	MAYLINE TORRES-CERDA	115661
6144	KATHERINE I TYGUM	115662
6145	CINDY K VAUPEL	115663
6146	JANET L WITTMAN	115664
6147	LISA S WOOLF	115665
6148	TANYA M WRIGHT	115666
6149	JAYSON A YAPPEL	115667
6150	MOHAMMED A YOUSUF	115668



The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first application to conduct a new pharmacy was submitted on behalf of Cub Pharmacy, 8150 Wedgewood Lane, Maple Grove, Minnesota, by Mr. John Hunter, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy, 1059 Meadowlands Dr., White Bear Lake, Minnesota, by Ms. Marsha Knapp, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Shopko Pharmacy, 801 W Central Entrance, Duluth, Minnesota, by Mr. Michael Vierzba, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Shopko Pharmacy, 1200 E Southview Dr., Marshall, Minnesota, by Ms. Sandra Bartz, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Ove Wangenstein moved and Mr. Howard Juni seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, 1300 State Hwy. 55 E, Buffalo, Minnesota, by Mr. Rykart Sharpe, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The sixth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, 851 West 78th St., Chanhassen, Minnesota, by Mr. Rykart Sharpe, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy and subject also to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature to be addressed by the Board was a letter from Mr. Dwight A. Lindberg. Mr. Lindberg is seeking action by the Board, removing his license from the probationary status that it is now subject to. After discussing Mr. Lindberg's request and reviewing the letters and other documents submitted by Mr. Lindberg, the Board directed Mr. Holmstrom to invite Mr. Lindberg to appear before the Board at its meeting of September 14, 1993, to discuss this request.

The next item of a quasi-judicial nature was a request by Mr. James J. Corrigan to have the Board revise its current Order of Probation regarding the license of Mr. Corrigan. Mr. Corrigan's current probation prohibits him from acting as Pharmacist-in-charge at any pharmacy. Mr. Corrigan is now petitioning the Board to allow him to accept a position as pharmacist-in-charge at the pharmacy where he is currently working.

After discussing various compliance issues with Mr. Corrigan, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board revise Mr. Corrigan's current Order of Probation, to allow him to become pharmacist-in-charge, on condition that a perpetual inventory be established for all Schedule II, III, and IV

controlled substances at the pharmacy and that the perpetual inventory be reconciled by Mr. Corrigan and another pharmacist, or by another pharmacist and a technician, on a monthly basis. The motion passed.

The next item of a quasi-judicial nature was an appearance, before the Board, by Mr. Troy A. Spendler. Mr. Spendler is petitioning the Board for the reinstatement of his license to practice pharmacy, which was previously suspended. After thoroughly discussing issues surrounding the reinstatement of his license to practice with Mr. Spendler, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that Mr. Spendler's license to practice pharmacy in Minnesota be reinstated and that he be placed on probation in accordance with the requirements set forth in the Order of the Board dated February 20, 1993. The motion passed.

The Board now returned to its general business session.

Now appearing before the Board was Ms. Nina Graves, faculty member of the University of Minnesota College of Pharmacy and current Chair of the Educational Policy Committee at the College. Ms. Graves provided information to the Board on the status of the plans for revising the curriculum, at the University of Minnesota College of Pharmacy, to implement the proposed all-Pharm D program. In discussing various curricula issues with Ms. Graves, the Board identified two issues, which it directed Mr. Holmstrom to forward to the Internship Committee for consideration. Those issues are:

1. Discuss what functions a student can perform in the "shadowing" proposed for the first professional year; and
2. Discuss which practical experience components will count toward the 1500 hour requirement and identify the number of hours associated with each component.

At this time, Pharmacist Charles E. Halstenson, Pharmacist-in-charge of the Regional Kidney Disease Program (RKDP) Division Pharmacy, appeared before the Board to discuss, in person, issues raised in the letter that was considered by the Board at its last meeting. Mr. Halstenson requested the opportunity to appear before the Board to discuss the necessity of a pharmacist always being present in the RKDP Pharmacy when a technician is present, preparing syringes for administration to patients.



After a lengthy discussion with Mr. Halstenson, the Board directed Mr. Holmstrom to inform Mr. Halstenson in writing that, based on the information provided to the Board, it appears that the RKDP Metro Division Pharmacy is within the accepted definition of supervision as it relates to pharmacy technicians.

At this time, Mr. Charles Tyson, Manager of the St. Paul Metro Treatment Center, appeared before the Board to discuss variances requested on behalf of the St. Paul Metro Treatment Center Pharmacy, relating to security, equipment, and staffing. After discussing the various issues identified with Mr. Tyson, Ms. Denise Groehler moved and Mr. Donald Gibson seconded that, given the high degree of sophistication of the electronic security present at the St. Paul Metro Treatment Center, and given the imposing size of the safe proposed for use at that facility, the Board grant the requested variance relating to security. Ms. Groehler and Mr. Gibson also moved that, given the very limited focus of the St. Paul Metro Treatment Center Pharmacy, the variance request relating to minimum equipment necessary for licensure also be granted. Ms. Groehler and Mr. Gibson further moved that the Board deny the variance request relating to pharmacist staffing and that Mr. Holmstrom inform Mr. Tyson, and others at the St. Paul Metro Treatment Center Pharmacy, that a pharmacist must be present and on duty at all times that the clinic is open for business. The motions passed.

Mr. Holmstrom next presented to the Board a letter from pharmacy student Rebecca Ottman, requesting that the Board grant internship credit for some work Ms. Ottman plans to do at the Minnesota Pharmacist's Association (MPHA) office. After reviewing her letter, the Board directed Mr. Holmstrom to inform Ms. Ottman that the description given in the letter was insufficient to enable the Board to decide on whether internship credit is appropriate and, if so, how many hours of credit can be given, but that the Board will allow her to write a detailed letter, describing her work at MPHA this fall and submit that to the Board for consideration.

Mr. Holmstrom next presented to the Board a list of pharmacies that have submitted requests for the use of supportive personnel, which meet the Board's requirements in that regard and which are being recommended for approval. The list is attached to these minutes. Ms. Carol Peterson moved and Mr. Ove Wangenstein seconded that the supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.



Mr. Holmstrom next presented to the Board a letter he received from Mr. Scott Crouse, a pharmacist from Utah, who is seeking a variance that would allow him to practice as a pharmacist in Minnesota without licensure, until such time as he is able to take and pass the jurisprudence examination that is part of the licensure by reciprocity process. After reviewing Mr. Crouse's letter and discussing the issues involved, the Board directed Mr. Holmstrom to inform Mr. Crouse that it is not prepared to allow him to work as a pharmacist without licensure, but that he may work as a pharmacist-intern, under the direction and supervision of a Minnesota licensed pharmacist, until such time as he becomes licensed through the reciprocity process.

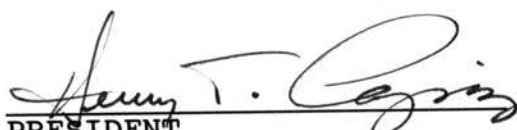
Mr. Holmstrom next discussed, with the Board, language changes made by the Revisor of Statutes at the request of the Board, to bring the language of the Board's proposed rules into conformity with the recommendations made by the Administrative Law Judge. Mr. Holmstrom also informed the Board of the status of the rules.

Mr. Holmstrom next provided the Board with copies of a piece of legislation, and a memo from Mr. Holley, regarding the handling of complaints and complaint investigations applicable to all health-related licensing boards. No action by the Board was needed nor taken.

Mr. Holmstrom next presented to the Board a copy of a letter he received from Mr. Robert W. Marrs, of the Minneapolis District Office of the Food and Drug Administration (FDA), regarding FDA's position on hospital pharmacy compounding centers. No Board action is required at this time.

Ms. Carol Peterson and Mr. Holmstrom next reviewed, for the Board, the status and schedule of events for the District V meeting of the boards and colleges of pharmacy being hosted by the University of Minnesota College of Pharmacy and the Minnesota Board of Pharmacy. The District V meeting is scheduled for Minneapolis on August 11, 12, and 13, 1993.

There being no further business at this time, President Henry Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

August 3, 1993

Arrowhead Pharmacy - Grand Marais  
Cartwright Drug, Inc. - Ortonville  
Coborn's 5th Ave Pharmacy, St. Cloud  
Country Manor Health Mart - Sartell  
Drug Emporium - Richfield  
F & M Pharmacy - Roseville  
Falcon Heights Pharmacy - Falcon Heights  
Harold's Pharmacy - Minneapolis  
Kack Drug - Cross Lake  
North Land Pharmacy - Duluth  
Ruffalo Prescription Shop - Rochester  
Staples Rexall Drug - Staples  
St. Michael Drug - St. Michael  
Thrifty White Drug - Red Wing  
Wal-Mart Pharmacy - Owatonna

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SEVENTY-FOURTH MEETING

At approximately 8:30 a.m., September 14, 1993, the Board of Pharmacy met in the Board of Pharmacy Conference Room, at 2700 University Avenue West, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance were Mr. David Holmstrom, Executive Director of the Board, and Mr. Robert Holley, the Board's legal counsel.

The first item on the Board's agenda was a review and approval of the minutes of the meeting of August 3, 1993. Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the minutes of the 673rd meeting of the Minnesota Board of Pharmacy, held August 3, 1993, be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first application to conduct a new pharmacy was submitted on behalf of Prescriptions Plus in Sebek, Minnesota, by Mr. Ling Kam, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreens Pharmacy, 6975 York Avenue South, Edina, Minnesota 55435, by Ms. Christine Helgeson, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Eric T. Michael, Pharmacist-in-charge at Syncor Pharmacy in St. Paul. Mr. Michael is writing to request an extension of the variance previously granted Syncor relating to patient names on orders for diagnostic radiopharmaceuticals. The variance was granted previously, allowing Syncor to dispense diagnostic radiopharmaceuticals to the nuclear medicine departments of hospitals without patient names in that, at the time that the dose was ordered, the patient name is often not known by the nuclear medicine department of the hospital. Further, Nuclear Regulatory Commission regulations prohibit nuclear pharmacies from dispensing radioactive diagnostic drugs directly to a patient.

After briefly discussing Mr. Michael's request, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the variance be extended for another year. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Mr. Gary W. Boehler, Director of Pharmacy Operations for Thrifty White Pharmacies, requesting a variance for the Thrifty White Drug #706, located in the Brainerd Mall in Brainerd, Minnesota. Thrifty White seeks to secure the prescription department area of Thrifty White #706 so that the front portion of the establishment can be kept open at hours when the pharmacy department is closed, such as some evening and weekend hours. The area proposed for securing as a licensed pharmacy is only 390.6 sq. ft. Board rules require that a licensed pharmacy be at least 400 sq. ft. in area. Mr. Boehler is requesting a variance from the Board regarding the size of the area to be secured and closed off.

After reviewing Mr. Boehler's letter and a diagram of the pharmacy, Mr. Donald Gibson moved and Ms. Denise Groehler seconded that Mr. Boehler's request for a variance be denied and that in communicating this to Mr. Boehler, Mr. Holmstrom suggests that consideration be given to expanding the area containing the blood pressure monitoring machine in order to reach the 400 sq. ft. requirement. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Mr. David Ullring, Chief Executive Officer of Westwind Medical Distributors, Inc., in St. Cloud, Minnesota. Mr. Ullring is requesting authorization to sell his blood plasma fraction biological products on a "drop ship" basis until December 1, 1993, or until the completion of an on-site inspection of the remodeled warehouse facilities, whichever occurs sooner. After carefully reviewing Mr. Ullring's proposal and reviewing the application for licensure of Westwind Medical Distributors, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board approve Mr. Ullring's request for authorization to sell his product on a "drop ship" basis until December 1, 1993, or until the completion of an on-site inspection of his warehouse facilities, whichever is sooner. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature to come before the Board was an appearance before the Board by Mr. Dwight A. Lindberg. Mr. Lindberg is currently on probation with the Board and is requesting that the probation be terminated. After a thorough discussion of issues involving his probationary status with the Board, Mr. Howard Juni moved and Ms. Denise



Groehler seconded that the Board modify the terms of Mr. Lindberg's probation to indicate that his probation will expire on January 5, 1994, upon the filing of reports due this fall and on January 4, 1994, and upon the receipt of a letter from Dr. Amer, who is currently seeing Mr. Lindberg, indicating that he (Lindberg) is stable and no longer needs Board oversight. The motion passed.

Mr. Holley next presented to the Board a proposed settlement stipulation in the matter of the pharmacist's license of Mr. Mark J. Morseth. The settlement stipulation was developed subsequent to a conference held July 29, 1993, with Mr. Morseth. The purpose of the conference was to discuss allegations of unprofessional conduct based on the diversion of controlled substance drugs from his employer and the personal consumption of those drugs by Mr. Morseth. The settlement stipulation has been agreed to, accepted by, and signed by Mr. Morseth. Mr. Morseth now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Morseth, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the stipulation and order be accepted by the Board as it was written, and that Mr. Holmstrom sign the documents on the Board's behalf. The motion passed.

Mr. Holmstrom next presented to the Board a variance request from Mr. Kenneth Lundblad, Pharmacist-in-charge, at Thrifty White Drug, 3015 Highway 295, Alexandria, Minnesota 56308. Mr. Lundblad was previously granted a variance allowing two technicians for one pharmacist for a two-hour period each day, during which the second technician would work on the unit-dose dispensing system for nursing home patients. Mr. Lundblad is now requesting an expansion of the time allowed for a two-to-one technician ratio. Mr. Lundblad now personally appeared before the Board to discuss his request for an expansion of the previously granted variance. After hearing from Mr. Lundblad and discussing his request, Mr. Howard Juni moved and Ms. Denise Groehler seconded that Mr. Lundblad be allowed to utilize two technicians for one pharmacist at Thrifty White Drug in Alexandria on condition that the second technician be limited strictly to work on the nursing home unit-dose distribution system. The one-to-one ratio of technicians-to-pharmacists associated with ordinary prescription dispensing must be strictly adhered to. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Larry Lindberg requesting an extension of the variance previously granted by the Board, but whose approval time has now expired. Mr. Lindberg now personally appeared before the Board to discuss his request for extending the previously granted

variance, which allows him to be identified as the pharmacist-in-charge of both Crosstown Drug and Home IV Therapy Pharmacy. After discussing the issues with Mr. Lindberg, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the Board extend the variance previously granted Mr. Lindberg for an additional one-year period. The motion passed.

Now appearing before the Board to discuss the status of the research project on pharmaceutical care in Minnesota was Dr. Linda M. Strand, from the University of Minnesota College of Pharmacy. Ms. Strand provided the Board with information on the difficulties encountered in implementing the Pharmaceutical Care Project and the successes of the project. Ms. Strand also requested the Board's assistance in expanding the concept of pharmaceutical care to all pharmacies in Minnesota, upon conclusion of the research project currently underway. President Capiz appointed a committee composed of Board Members Howard Juni and Wendy Simenson, and Executive Director Holmstrom, to meet with Ms. Strand and other members of the Pharmaceutical Care Project to discuss mechanisms by which this might be accomplished. After concluding the discussions with Ms. Strand, the Board thanked her for providing them with the information received, and Ms. Strand departed from the meeting.

Mr. Holmstrom next presented to the Board a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

Mr. Holmstrom next presented to the Board a request for the use of supportive personnel from In Home Health Pharmacy. In Home Health Pharmacy is requesting technicians in a ratio of three technicians to one pharmacist. After carefully reviewing the request from In Home Health Pharmacy, it was determined that In Home Health Pharmacy currently specializes in home IV therapy and that the technicians would be solely involved in the preparation of IV products. Since the Board rules currently allow technicians in a three-to-one ratio for the preparation of multiple IVs, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that In Home Health Pharmacy be approved for a three-to-one ratio of technicians, on condition that they all be used strictly in the preparation of IVs. The motion passed.

Mr. Holmstrom next presented to the Board a request for the use of supportive personnel from The Medicine Shoppe in Brainerd,

Minnesota, submitted by Pharmacist-in-charge Robert Patnode. Mr. Patnode is requesting the use of two technicians to one pharmacist at The Medicine Shoppe. In addition, Mr. Patnode's write-up calls for the technicians to provide copies of prescriptions to other pharmacies, and to receive copies of prescriptions from other pharmacies. The Board noted that transfer of copies is required to be done on a pharmacist-to-pharmacist basis and that, under the Board's new rules, a two-to-one technician ratio is available only to pharmacists who are willing to provide patient counseling and DUR services to all patients, which was not indicated in Mr. Patnode's write-up. As a result, Ms. Denise Groehler moved and Mr. Donald Gibson seconded that the Board deny Mr. Patnode's proposal for the use of supportive personnel at The Medicine Shoppe and that Mr. Holmstrom return it to him for re-writing and re-submission. The motion passed.

Mr. Holmstrom next presented to the Board a request for approval of an amendment to a previously filed request for the use of supportive personnel submitted by Trecia Wiewel, Pharmacist-in-charge at Service Drug in Brainerd. After reviewing Ms. Wiewel's write-up, the Board determined that it could not make a judgement based on the information provided and directed Mr. Holmstrom to return it to Ms. Wiewel for additional information. In particular, the Board wants Ms. Wiewel to identify what functions the pharmacist will be doing and whether the pharmacist will be counseling all patients, or just medicaid patients.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist Frank Mourning, of New London, Minnesota. Mr. Mourning requests the Board's guidance on several areas relating to the compounding and dispensing of veterinary drugs. After discussing Mr. Mourning's letter, the Board directed Mr. Holmstrom to respond to Mr. Mourning, keeping in mind that, in most instances, the rules relating to the compounding, dispensing, and labeling of veterinary drugs by a pharmacist do not differ from those applicable to the compounding, dispensing, and labeling of human use drugs.

Mr. Holmstrom next provided to the Board a letter he received from Pharmacist Kenneth Clark, at McMahon Snyder Drug in New Prague, Minnesota. Mr. Clark is requesting the Board's position on a proposal for re-packaging of certain prescription drugs that would be dispensed by a physician, nurse, or agent of the physician at something called the "convenient care clinic." After reviewing the proposed procedures submitted by Mr. Clark, the Board determined that there were a number of legal problems with the



proposal and directed Mr. Holmstrom to invite Mr. Clark to attend the October meeting of the Board to discuss the issue further.

Mr. Holmstrom next provided the Board with a letter from Pharmacist Dean Schmiedt, relating to the use and stocking of emergency kits in nursing homes. Mr. Schmiedt is requesting authorization for oral diphenhydramine in the emergency kit at one of the homes he services. After discussing Mr. Schmiedt's letter and acknowledging that the Board's new rules will allow the inclusion of oral drugs, such as diphenhydramine, the Board directed Mr. Holmstrom to communicate that to Mr. Schmiedt and allow him to include the diphenhydramine as he proposes.

Mr. Holmstrom next presented the Board with a letter from Mr. Michael A. Nelson, a Senior Manager of Clinical Pharmacy Programs at Diversified Pharmaceutical Services, relating to the work at DPS of Pharmacist Intern Darren Golden. Mr. Golden is seeking internship credit for his work at DPS. After reviewing Mr. Nelson's letter and the accompanying letter from Mr. Golden, the Board indicated that it will need much more detailed information before being able to determine whether, and to what extent, internship credit should be granted for this work experience. The Board directed Mr. Holmstrom to contact Mr. Golden and inform him that he and Mr. Nelson should put together a detailed description of the work performed by Mr. Golden and re-submit it to the Board.

Mr. Holmstrom next presented the Board with a letter from Enas Matar Soud. Ms. Soud is requesting internship credit for her work as a pharmacy technician at St. Paul Ramsey Medical Center prior to the time when she qualified for and became registered as a pharmacist intern in Minnesota. After reviewing Ms. Soud's letter, the Board directed Mr. Holmstrom to inform Ms. Soud that the Board will only grant internship credit for work experiences as a pharmacist intern, which means only work experience obtained after she obtained certification as a foreign pharmacy graduate and after she obtained registration as a pharmacist intern in Minnesota.

Mr. Holmstrom next provided the Board with copies of the proposed final language of its rule package, copies of the proposed findings of fact, conclusions, and order adopting the rules. After reviewing the proposed final language and the proposed findings of fact and conclusions, and thoroughly discussing the various issues involved, Ms. Denise Groehler moved and Ms. Carol Peterson seconded the following resolution:

"Resolved, that the proposed rules, published at State Register, Volume 17, November 30, 1992, and Volume 17,



February 1, 1993, as amended, relating to licensing of pharmacies, patient counseling, drug use review, standards of practice, inactive status licensure, registration of preceptors, and dispensing by non-pharmacist practitioners, hereby are approved and adopted, pursuant to authority vested in us by Minnesota Statutes Section 151.06 and laws of Minnesota 1992, Chapter 513, Article 7, Section 10, and that the Executive Director or another Officer of the Board of Pharmacy be and hereby is authorized to sign an order adopting the proposed rules and further is authorized to perform the necessary acts to provide that the proposed rules shall have the force and effect of law."

The motion passed.

Mr. Holmstrom next provide the Board with copies of legislation enacted during the most recent legislative session regarding the reporting of contributions to practitioners from licensed wholesale drug distributors, and also relating to the amendments to the Minnesota Generic Substitution Laws. No formal action was needed on those pieces of legislation at this time.

The Board next turned its attention to dates for future meetings. Before identifying dates for future meetings, the Board discussed the necessity to eliminate two Board meetings as a result of budget cuts required by the Governor and Legislature. The Board determined to eliminate meetings ordinarily scheduled for May and September during the next two years, and for as long as the budget cuts remain in effect. The scheduled meetings for the next year then were established as follows:

January 25-27, 1994	Board Exam/Reciprocity Exam/Business Meeting
March 9, 1994	Business Meeting
April 19 & 20, 1994	Reciprocity Exam/Business Meeting
May 14-18, 1994	NABP Annual Meeting
June 28-30, 1994	Board Exam/Reciprocity Exam/Business Meeting
August 10, 1994	Business Meeting
August 18-20, 1994	NABP/AACP District V Meeting

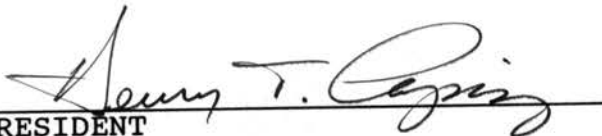
The Board next discussed a request for input made by the American Council on Pharmaceutical Education, regarding the continuing education programming of ACPE Approved Providers, coming up for review during the next few months. Mr. Holmstrom informed the Board members that any Board members wishing to attend a program from the listed continuing education providers and to

provide information on the programming to AACCP would be appreciated by AACCP.

The Board next entered into a discussion of a letter from the Missouri Board of Pharmacy relating to licensed wholesale drug distributors shipping prescription drugs (primarily kidney dialysis solutions) directly to the patients. The Board briefly discussed this issue but determined that no action was called for at the present time.

The Board next briefly discussed the search for a Dean at the University of Minnesota College of Pharmacy. No action by the Board was called for nor taken.

There being no further business at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

September 14, 1993

Amcare Walker Pharmacy - Minneapolis  
Bay Area Health Center Pharmacy - Silver Bay  
Capitol Pharmacy - St. Paul  
Domier Pharmacy - Glenwood  
Drug Express - LeCenter  
Gallery Pharmacy - St. Paul  
Group Health Pharmacy - St. Paul (Suburban Square)  
Home Nutritional Support Pharmacy - Plymouth  
K-Mart Pharmacy - Hibbing  
Snyder Drug - New Brighton  
Stevens Community Memorial Hospital Pharmacy - Morris  
St. Francis Regional Medical Center Pharmacy - Shakopee  
The Medicine Shoppe - Thief River Falls  
Thrifty White Drug - Crookston  
Ulen Drug - Ulen  
Vadnais Heights Pharmacy - Vadnais Heights  
Walgreens Pharmacy - Burnsville  
Walgreens Pharmacy - Eden Prairie  
Walgreens Pharmacy - Roseville  
Walgreens Pharmacy - St. Paul (1367 Magnolia)  
Wal-Mart Pharmacy - Waseca

MINNESOTA BOARD OF PHARMACY  
SIX HUNDRED SEVENTY-FIFTH MEETING

At approximately 8:00 a.m., Tuesday, October 12, 1993, the Board met at the Holiday Inn Metrodome Hotel in Minneapolis, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance. Also present were the Board's Executive Director, Mr. David Holmstrom, and the Board's Pharmacy Surveyors, Mr. Lloyd Pekas, Mr. Stuart Vandenberg, and Mr. Leslie Kotek. Appearing to write the examination, in addition to the candidates for licensure by reciprocity were: Kathryn A. Behmer, Keith R. Carlson, Philip P. Denucci, Michael R. Millar, David A. Nelson, Rod E. Quilitz, Susan M. Sporrer, and Timothy R. Wodele, who were taking the examination as a result of their failure to obtain a passing score on the Jurisprudence portion of the examination, given as part of the Full Board Examination process in June of 1993.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members administered the required oral examination in Jurisprudence and professional ethics to the reciprocity candidates. Each of the following candidates appeared for the oral examination, which was also held at the Holiday Inn Metrodome Hotel. Each of the candidates is seeking reciprocity to Minnesota on the basis of his or her licensure in the state indicated:

<u>NAME</u>	<u>STATE</u>
SCOTT A BARGLOF	MI
BONITA L BOUTAIN	ND
CHRISTINE B BUBACH	WA
DANIEL D CARPENTER	WI
DONALD W CHABALA	IL
LUANNE CHAMBERLAIN	AZ
DIMA C CHITILA	TX
CURTIS M CLARAMBEAU	IL
SCOTT A CROUSE	UT
DAWN M DEGRAZIO	CO
GARY H FINLAYSON	NJ
PAUL T FOLEY	UT
DAN P GARDNER	NE
DENNIS D GUTHMUELLER	ND
PATRICE M GUY	WI
MARCELLA E HARTFORD	OR
NICOLE L HENRICKSON	IL
HUAN H HOANG	WI
KIM T HOANG	WI
MARIA H KONANC	NC
JUNE E LARSEN	ND
JEFFREY F LEGORE	WI



<u>NAME</u>	<u>STATE</u>
ROBERT S LENZ	IL
ARLENE S LILLIS	WA
ERIC J LOFGREN	WA
TINA L MASON	WV
DELL B MATHER	SD
ELIZABETH A MATTY	OH
LISA K MCDONALD	WA
JOLENE K MILLER	ND
SCOTT D MILLER	IN
JANET L NORMAN	UT
NANCY K PLAGGE	IA
RUTH R RACINE	IA
JOHN A ROSS	IA
BRYAN C SATTER	SD
SUZANNE R SCHRATER	KS
JAMIE S SINCLAIR	MA
BRANT J SKANSON	NV
MARY L SUEHRING	MO
JUDY S TAYLOR-LOWERY	SC
SUET L TSUI-CHAN	TX
MICHAEL D UKESTAD	ND
SOPHIA E URBANYI	NE
ROBERT W WENNERSTRAND	WA
ROBERT W WETMORE	MI

At approximately 8:30 a.m., October 13, 1993, the Board met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance at the meeting. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The first order of business was a review of the minutes of the meeting of September 14, 1993. Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The only such application to be submitted to the Board was submitted on behalf of Cub Pharmacy, 615 West Central Entrance, Duluth, Minnesota 55811, by Ms. Gretchen Madson, Pharmacist-in-charge. After carefully reviewing this application

and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to be addressed by the Board, was a presentation by Mr. Holley, of the settlement stipulation in the matter of the pharmacist's license of Mr. Dennis C. Zanardi. The settlement stipulation was developed subsequent to a conference held August 31, 1993, with Mr. Zanardi. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Zanardi's arrest and conviction of the possession of stolen government property, namely computer harddrives, which were taken from the VA Hospital, where Mr. Zanardi was employed. The settlement stipulation has been agreed to, accepted by, and signed by Mr. Zanardi. Mr. Zanardi now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Zanardi, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the stipulation and order be accepted by the Board and that Mr. Holmstrom sign the document on the Board's behalf. The motion passed.

The second item of a quasi-judicial nature to come before the Board was a presentation, by Mr. Holley, of the settlement stipulation in the matter of the pharmacist's license of Mr. Ronald L. Schipper. The settlement stipulation was developed subsequent to a conference held September 23, 1993, with Mr. Schipper. The purpose of the conference was to discuss allegations of unprofessional conduct based on Mr. Schipper's diversion of controlled substance drugs from his employer and the consumption and distribution to others of those drugs by Mr. Schipper. The settlement stipulation has been agreed to, accepted by, and signed by Mr. Schipper. Mr. Schipper now personally appeared before the Board to discuss this stipulation. After thoroughly discussing the settlement stipulation and order with Mr. Schipper, Ms. Denise Groehler moved and Mr. Donald Gibson seconded that the stipulation and order be accepted by the Board and that the Board's Executive Director, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature to come before the Board was a request from Mr. Robert D. Randall that the Board terminate his probation. Mr. Randall, as part of an agreed

stipulation and order of the Board, was placed on probation for two years, beginning in September of 1991. In January of 1992, at Mr. Randall's request, the stipulated agreement was modified and, among other things, the probation was extended to March of 1994; but a provision allowed Mr. Randall to petition the Board for termination of probation in September of 1993 if he affirmed that he had, at all time between January of 1992 and September of 1993, worked with another licensed pharmacist present and on duty. While Mr. Randall admitted that he worked without another pharmacist present and on duty for five days between September 13, 1993 and September 18, 1993, Mr. Randall felt that he had essentially complied with the requirements contained in the stipulation and was thus petitioning the Board for termination of the probationary status. Mr. Randall now personally appeared before the Board to discuss his request. After a thorough discussion with Mr. Randall regarding his compliance with the terms of probation, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board terminate Mr. Randall's probationary status on condition that the Board receive a negative report based on a urinalysis, conducted either by the Board through Hennepin County Medical Center or by Mr. Randall's insurance company. The motion passed.

The last item of a quasi-judicial nature to come before the Board was an appearance by Pharmacist Stuart Remes, who was invited to appear before the Board to acknowledge the successful completion of his probationary status with the Board. Mr. Remes personally appeared before the Board and discussed the terms of his probation and his compliance with those terms. After discussing these issues with Mr. Remes, the Board acknowledged the successful completion of his probationary status and directed Mr. Holmstrom to acknowledge the successful completion of probation by Mr. Remes with an appropriate letter.

The Board next addressed requests for variances it has received since its last meeting. The first request for a variance was submitted by Mr. Kenneth Clark of McMahon Snyder Drug in New Prague, Minnesota. Mr. Clark had submitted a request for a variance to the Board prior to its September meeting; but the Board, at the September meeting, determined that it needed more information before a decision could be made. As a result, Mr. Clark was invited to personally address the Board regarding his requested variance at this meeting. Mr. Clark now personally appeared before the Board to discuss his requested variance. Mr. Clark explained that his local physicians have opened an after-hour urgent care center, associated with the hospital at New Prague. The "convenient care clinic" would see patients after normal physician office hours and alleviate the need for most of those



patients to be seen in the emergency room of the local hospital. Mr. Clark's requested variance relates to the providing of medications in prepackaged form to the convenient care clinic for dispensing by the physicians to patients seen at the clinic.

After thoroughly discussing the issues involved, Mr. Donald Gibson moved and Ms. Denise Groehler seconded that the variance request by Mr. Clark be granted for a period of one year; on condition that: 1) Mr. Clark establish a procedure whereby the pharmacist will telephone patients, seen at the convenient care clinic, the day following their clinic visit in order to consult with the patients regarding the medications provided to them, and 2) that Mr. Clark work with the physicians involved to establish more explicit directions for use on the labels of the prepacked medications. The motion passed.

The next variance requested was submitted by Mr. Daniel Asher, Pharmacist-in-charge of Chronimed Pharmacy. Mr. Asher is essentially asking an opinion of the Board as to whether certain forms for transmitting new prescription information and refill information, from the physician to the pharmacy, would be in compliance with Board rules relating to such. After reviewing Mr. Asher's request and discussing the issues involved, Mr. Howard Juni moved and Ms. Denise Groehler seconded that Mr. Holmstrom contact Mr. Asher and inform him that the form developed by Chronimed, for transmitting refill information from the physician to the pharmacist, is acceptable and does fall within the rule limitations; but, that the form for transmitting new prescription orders appears to not be in compliance with Board of Pharmacy Rule 6800.2900 and, thus, cannot be approved. The motion passed.

The third variance to be discussed by the Board was submitted on behalf of Syncor Pharmacy in St. Paul, Minnesota, by Mr. Brian Shimley, Pharmacist-in-charge. Mr. Shimley is seeking a two-year extension of a previously granted variance, which allows the pharmacist-initiated deviations from package insert restrictions for certain radiopharmaceuticals. After briefly discussing this issue and this variance request, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board approve Mr. Shimley's requested variance for two years. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, it was moved by Mr. Ove Wangenstein and seconded by Ms. Wendy Simenson that, having passed the Jurisprudence Examination and Oral Examination on pharmacy laws and ethics, the following candidates



for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name. Further, it was moved and seconded that those candidates participating in the examination as a result of having been unsuccessful in passing the Jurisprudence Examination, given as part of the June Full Board Examination, be granted licensure as pharmacists, if their scores on this examination and their scores on the Federal Drug Law Examination are each in excess of the score of 75. The motion passed.

A list of the names and states of previous registration of the candidates for licensure by reciprocity, who successfully passed the examination, is as follows:

<u>CERTIFICATION #</u>	<u>NAME</u>	<u>STATE</u>
6153	SCOTT A BARGLOF	MI
6154	BONITA L BOUTAIN	MI
6155	CHRISTINE B BUBACH	WA
6156	DANIEL D CARPENTER	WI
6157	DONALD W CHABALA	IL
6158	LUANNE CHAMBERLAIN	AZ
6159	DIMA C CHITILA	TX
6160	CURTIS M CLARAMBEAU	IL
6161	SCOTT A CROUSE	UT
6162	DAWN M DEGRAZIO	CO
6163	PAUL FOLEY	UT
6164	DAN P GARDNER	NE
6165	PATRICE M GUY	WI
6166	MARCELLA E HARTFORD	OR
6167	NICOLE L HENRICKSON	IL
6168	HUAN H HOANG	WI
6169	KIM T HOANG	WI
6170	MARIA H KONANC	NC
6171	JEFFREY F LEGORE	WI
6172	ARLENE S LILLIS	WA
6173	ERIC J LOFGREN	WA
6174	TINA L MASON	WV
6175	DELL B MATHER	SD
6176	ELIZABETH A MATTY	OH
6177	LISA K MCDONALD	WA
6178	JOLENE K MILLER	ND
6179	SCOTT D MILLER	IN
6180	JANET L NORMAN	UT
6181	NANCY K PLAGGE	IA
6182	SUZANNE R SCHRATER	KS
6183	JAMIE S SINCLAIR	MA

<u>CERTIFICATION #</u>	<u>NAME</u>	<u>STATE</u>
6184	BRANT J SKANSON	NV
6185	MARY L SUEHRING	MO
6186	JUDY S TAYLOR-LOWERY	SC
6187	SUET L TSUI-CHAN	TX
6188	MICHAEL D UKESTAD	ND
6189	SOPHIA E URBANYI	NE
6190	ROBERT W WENNERSTRAND	WA
6191	ROBERT W WETMORE	MI

The following Jurisprudence retake candidates were also granted licensure as pharmacists:

<u>CERTIFICATION #</u>	<u>NAME</u>
6192	KATHRYN A BEHMER
6193	KEITH R CARLSON
6194	PHILIP P DENUCCI
6195	DAVID A NELSON
6196	ROD E QUILITZ
6197	SUSAN M SPORRER

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force, relative to programs submitted for approval and meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, between the dates of June 15 and October 5, 1993, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that those programs recommended for approval be so approved and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next present to the Board the list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that those supportive personnel requests recommended for approval by Mr. Holmstrom be so approved. The motion passed.

Mr. Holmstrom next presented to the Board a supportive personnel request received from Mr. Robert Patnode, Pharmacist-in-charge at The Medicine Shoppe in Brainerd, Minnesota. Mr. Patnode is requesting the use of technicians in a two-to-one ratio; but does not specifically indicate in his request that he will be

providing patient counseling and drug use review to all patients, as is required under the Board's new rules for those pharmacists seeking to use technicians in a two-to-one ratio. After reviewing Mr. Patnode's request, Ms. Denise Groehler moved and Mr. Howard Juni seconded that Mr. Patnode's request for the use of technicians in a ratio of two technicians to one pharmacist be denied. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacy Student Bee Ling Wee. Ms. Wee is seeking internship credit for work experience with Dr. Kenneth M. Hargreaves in the Laboratory of Neuropharmacology. The research that Ms. Wee conducted during her internship work in the laboratory has focused on evaluating analgesic drugs for their efficacy in inhibiting peripheral pain fiber activity. After carefully reviewing Ms. Wee's letter, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the Board grant Ms. Wee 320 hours of internship credit for her experience in the Laboratory of Neuropharmacology and that the hours granted be earmarked as part of the "400-hour pot" of internship experience, composed of concurrent time work experience, elective clerkships, and non-traditional internships. The motion passed.

Mr. Holmstrom next presented to the Board a letter he received from Pharmacist-Intern Tamara Close. Ms. Close is seeking internship credit for her work at Pharmacia Deltec, Inc., during the past summer. After reviewing Ms. Close's description of her internship experience at Pharmacia Deltec, Ms. Denise Groehler moved and Mr. Ove Wangenstein seconded that Ms. Close be granted 400 hours of internship credit for her experience at Pharmacia Deltec and that the 400 hours be assigned to the "400-hour pot" of internship credit. The motion passed.

Board President Henry Capiz next provided the Board with information regarding the Pan Board Diversion Council, on which he was the representative from the Board of Pharmacy. The Pan Board Diversion Council was a counsel of individuals from the twelve health regulatory boards, who were working to develop potential legislation that would provide a mechanism for diverting chemically dependent licensees into a treatment program modality outside of the disciplinary process of the boards. President Capiz reported that the Committee had essentially finished its work in developing proposed legislation and that copies of the language of the proposal will be made available to the boards as soon as it is completed by the Office of the Revisor of Statutes. No Board action was called for or taken at this time.

Mr. Holmstrom next made available to the Board, copies of the proposed rules of the Drug Enforcement Administration relating to the transmission of prescription orders for controlled substance drugs by use of facsimile machines. These rules are being proposed by DEA and are open to public comment until November 22, 1993. After reviewing and discussing DEA's proposals, the Board determined that individual Board members were free to provide DEA with their comments; but that the Board, as a whole, would not attempt to provide input on DEA's proposal.

Mr. Holmstrom next presented to the Board the issue of the legality of payment made by drug companies to pharmacists, when the pharmacists substitute that company's product for a generically or therapeutically equivalent product, with or without the physician's authorization. Of additional concern was the issue of breach of confidentiality, which was raised as a result of the drug companies requiring the pharmacists to provide the name and address of each patient being placed on that manufacturer's product to the manufacturer, in exchange for receiving the reimbursement that is part of the program. After acknowledging the confidentiality issues involved here, the Board directed Mr. Holmstrom to contact the Executive Director of the Minnesota Pharmacists Association to jointly work on establishing standards/guidelines for pharmacists regarding these ethical issues.

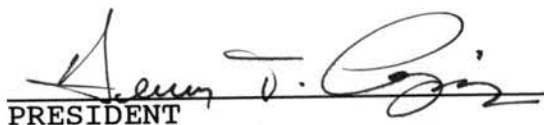
Mr. Holmstrom next presented the Board with a letter he received from the Minnesota Pharmacists Association, recognizing the resolution passed by the National Association of Boards of Pharmacy at its annual meeting of May of 1993, regarding the regulation of pharmacy technicians and requesting that the Minnesota Board of Pharmacy defer any action on developing a pharmacy technician regulation proposal until the national scope of pharmacy practice study is completed. After briefly discussing this issue, the Board directed Mr. Holmstrom to write to the Minnesota Pharmacists Association, indicating the Board's willingness to defer action on the regulation on pharmacy technicians at this time, in accordance with their request.

The members of the Board next asked Mr. Holmstrom for current information regarding the use of Pyxis machines and regional compounding centers at Twin City Area Hospitals. After providing what information was available to the Board members, the Board directed Mr. Holmstrom to invite Mr. Ron Broekemeier, the current president of the Minnesota Society of Hospital Pharmacists, and Ms. Debra Swartwood, the Executive Director of the Minnesota Society of Hospital Pharmacists, to the Board's next meeting to discuss issues surrounding these initiatives.



The Board next inquired of Mr. Holmstrom as to the current status of the use of the ATC-212 machine by Wilder Pharmacies. Mr. Holmstrom indicated that he had no current knowledge as to how the ATC-212 machine was currently being utilized. The Board then directed Mr. Holmstrom to invite Ms. Sue Cooper and Mr. Dan Fremont to provide the Board with up-to-date information in that regard at its next meeting.

There being no further business at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

October 13, 1993

Buffalo Hospital Pharmacy - Buffalo  
Cub Pharmacy - Burnsville  
Cub Pharmacy - Minneapolis  
Frank Pharmacy - Zimmerman  
Home Nutritional Services Pharmacy - Plymouth  
Mayo Pharmacy-Baldwin - Rochester  
Mayo Pharmacy-Subway - Rochester  
Medical Arts Pharmacy - Duluth  
Medicap Pharmacy - Northfield  
North St. Paul Pharmacy - North St. Paul  
Pamida Pharmacy - Princeton  
Rochester Methodist Hospital Pharmacy - Rochester  
Shopko Pharmacy - Duluth  
Shopko Pharmacy - Hutchinson  
Target Pharmacy - Apple Valley  
Walgreen Pharmacy - Minneapolis  
Wal-Mart Pharmacy - Montevideo

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SEVENTY-SIXTH MEETING

At approximately 8:00 a.m., Tuesday, November 30, 1993, pharmacist members of the Board met at the Board of Pharmacy Conference Room, at 2700 University Avenue West in St. Paul, Minnesota, for the purpose of developing the Laboratory Practical Examination that will be administered as part of the Full Board Examination process in January of 1994.

At approximately 9:00 a.m., Tuesday, November 30, 1993, the Full Board met in the Board of Pharmacy Conference Room, at 2700 University West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance at the meeting. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

The first order of business was a review of the minutes of the meeting of October 12 and 13, 1993. Ms. Denise Groehler noted that there was a grammatical error on line 7, of the first full paragraph of page 3, of the minutes of October 13. With that change being made, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the minutes of the meeting of October 12 and 13, 1993 be approved. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been received since the last meeting. Only one such application has been received. This application was submitted on behalf of Heartland Clinic Pharmacy, 1520 Whitney Court in St. Cloud, Minnesota, by Mr. Arne Tilleson, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Denise Groehler seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of pharmacists employed at Clinical Pharmacy Advantage, a company that monitors and manages pharmacy programs for third-party insurance providers. The list was provided to the Board as notification of address changes of the employment of the pharmacists involved. A review of the list showed that four pharmacists, currently employed at Clinical Pharmacy Advantage, are not currently licensed as pharmacists in Minnesota. The issue before the Board is whether employees of a company, such as Clinical Pharmacy Advantage, are "practicing pharmacy" in Minnesota, and thus, should be licensed here.

After a brief discussion, the Board reiterated its previous position that pharmacists engaged in drug use review and drug

therapy monitoring for third-party insurance programs do fall within the definition of "practicing pharmacy", and thus, should be licensed in Minnesota. The Board then directed Mr. Holmstrom to contact the four pharmacists identified as not being licensed in Minnesota and inform them of the necessity to become licensed here.

Mr. Holmstrom next presented, to the Board, a notification received from the National Association of Boards of Pharmacy regarding the reciprocity application of Melissa L. Wentz. Ms Wentz's application contained information that raised a question about her qualifications for reciprocity to Minnesota. After discussing the application, the Board directed Mr. Holmstrom to contact the Executive Director of the North Dakota Board of Pharmacy in an attempt to obtain additional information and to report back to the Board members.

Mr. Holmstrom next presented, to the Board, a request from Mr. Rayburn Vrabel, Director of Pharmacy at Rochester Methodist Hospital, for an extension of the variance to Minn. Rule 6800.2700, Subpart 1, which was granted to the Rochester Methodist Hospital Pharmacy approximately one year ago. After reviewing Mr. Vrabel's request and original variance granted, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the variance previously granted to Rochester Methodist Hospital be extended for one year. The motion passed.

Having now passed the motion for an extension of the variance to Minn Rule 6800.2700, previously granted Rochester Methodist Hospital, the Board directed Mr. Holmstrom to contact Mr. Vrabel and express the Board's concern over storage conditions of the drugs involved in the variance allowing return of previously dispensed medications. The Board directed Mr. Holmstrom to inquire of Mr. Vrabel as to the procedures used by Rochester Methodist Hospital to determine that the drugs being returned to the Hospital Pharmacy have been properly stored while out of the control of the hospital pharmacist.

Mr. Holmstrom next presented, to the Board, a variance request received from Mr. Daniel Asher, Pharmacist-in-charge of Chronimed Pharmacy. Mr. Asher is requesting a variance from Board Rule 6800.2900. Mr. Asher is seeking the variance so that Chronimed could provide forms to physicians around the country on which they could record prescription orders for transplant patients and send or fax the form to Chronimed. The Chronimed name and address would be prominently placed on these forms. After discussing Mr. Asher's request and reviewing the rule, which prohibits pharmacists from providing prescription blanks to physicians when the blanks include



a reference to the pharmacy, Ms. Denise Groehler moved and Mr. Ove Wangensteen seconded that the Board deny the requested variance. The motion passed.

In arriving at this decision, the Board indicated its feelings that to grant the requested variance would condone a tying arrangement between Chronimed Pharmacy and physicians around the country, which would infringe upon a patient's freedom to choose the pharmacy from which they will receive professional services.

Mr. Holmstrom next presented, to the Board, a request from Mr. Brian Isetts, a staff member of the Pharmaceutical Care Project in Minnesota, and from Mr. Gary Raines, Pharmacist-in-charge of one of the study pharmacies in the Pharmaceutical Care Project, that the Board consider the issue of whether nurses, acting as pharmacy technicians, might be able to receive telephone orders for new prescriptions from physicians and what pieces of information the Board would want to see discussed in any variance request related to this issue.

A lengthy discussion produced the view that when RN's or LPN's assume the role of a pharmacy technician, they are abdicating the authorities and responsibilities they may have as nurses and are donning the mantle of authorities and responsibilities of a pharmacy technician. As such, they do not have the authority to accept telephone orders for new prescriptions from practitioners.

Mr. Holmstrom was requested to inform Mr. Isetts and Mr. Raines that any variance request relating to this subject must include a discussion of the educational background of the nurse involved, the current license status of the nurse involved, what supervision by the pharmacist will be like, what the overall ratio of technicians-to-pharmacists will be, and what the ratio of nurse technicians-to-pharmacists will be; a discussion of why the pharmacist cannot continue to speak directly to physicians, who are phoning in new prescription orders; what the benefits to the patients of having nurses accept new prescription orders would be; what documentation will be kept of who took each new prescription order; and why the Board is in error in its assessment that nurses have abdicated their nurse authorities and responsibilities when assuming the role of pharmacy technician and have assumed the authorities of pharmacy technicians in general.

Mr. Holmstrom next presented, to the Board, a list of continuing education programs reviewed by the Continuing Education Advisory Task Force between the dates of October 5, 1993 and November 16, 1993. After reviewing and discussing the continuing

education programs listed, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board approve those continuing education programs recommended for approval by the Continuing Education Advisory Task Force, and deny approval to those programs for which denial of approval was recommended. The motion passed.

Mr. Holmstrom next presented, to the Board, copies of the examination grades in State Jurisprudence and Federal Jurisprudence for exam retake candidates who participated in the State Jurisprudence Examination, administered by the Board in October, and who participated in the Federal Jurisprudence Examination in Iowa in September and, who, subsequently, had those scores transferred to Minnesota. After reviewing and re-establishing its long held position that a score of 75 on the State Jurisprudence Examination and a score of 75 on the Federal Jurisprudence Examination is the minimum passing score, Ms. Wendy Simenson moved and Mr. Ove Wangenstein seconded that those Board Examination retake candidates, who received a score of 75 or more on the State Jurisprudence Examination and who received a score of 75 or more on the Federal Jurisprudence Examination, be granted licensure as pharmacists. The motion passed.

The candidates meeting these criteria are:

<u>NAME</u>	<u>CERTIFICATE #</u>
FIROZ Y. DAWOODBHAI	6199
BRENDA M. MELLEGARD	6200
MICHAEL R. MILLAR	6201
TIMOTHY R. WODELE	6202

Mr. Holmstrom next asked the Board to consider its position on whether pharmacists, who are transferring a prescription to another pharmacy for a patient, should also transfer the complete patient profile history of that patient to the second pharmacy. After a thorough discussion, wherein the Board received information on how various medical clinics address the issue of the transfer of patient records, the Board determined that, at this time, it was not appropriate or necessary for the Board to mandate this sharing of information; but directed Mr. Holmstrom to consider writing an article in the Board's newsletter or the Minnesota Pharmacist Magazine regarding this issue and the Board's position that it encourages sharing of pertinent data between pharmacies when the patient authorizes the transfer of patient profile information.

Mr. Holmstrom next presented, to the Board, the list of supportive personnel requests recommended for approval. After

reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Mr. Howard Juni moved and Mr. Ove Wangenstein seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

At this time, the Board welcomed Pharmacist Ron Broekemeier, Director of Pharmacy for Mercy and Unity Hospitals, to the meeting. Mr. Broekemeier had requested an opportunity to meet with the Board to discuss the use of decentralized pharmacy technicians at the two hospitals. Mr. Broekemeier informed the Board that studies, done in conjunction with a continuous quality improvement program at the hospitals, showed that many aspects of drug distribution were currently being done by nurses and that, to be more efficient, the pharmacy department needed to get control of the drug distribution issues at the two hospitals.

After hearing from Mr. Broekemeier and discussing his proposal, the Board directed Mr. Holmstrom to inform Mr. Broekemeier that decentralized pharmacy technicians (DPT's) must be counted as part of the pharmacist-to-technician ratio if they are doing any technician functions, such as computer order entry, assisting in the preparation of individual drug orders for delivery to the nursing stations, loading of the Pyxis Machine, etc. The Board directed Mr. Holmstrom to contact Mr. Broekemeier relating its position regarding DPT's, and to encourage him to modify the functions of DPT's on the evening and night shifts if ratios become an issue during those shifts, due to the minimal number of pharmacists on duty.

At this time, Mr. Ric Giese, Director of Pharmacy at Abbott Northwestern Hospital, Mr. Dean Huska, Director of Pharmacy at St. Joseph's Hospital, Mr. Wallace Wadd, Director of Pharmacy at Midway Hospital, and Mr. David Swenson, Representative of the Pyxis Corporation, joined Mr. Broekemeier and, together, presented an informational session to the Board on the operation of the Pyxis Computer-Controlled Medication Cabinets. After receiving the demonstration and after having an opportunity to ask questions on the operation of the Pyxis Computerized Medication Cabinet, Mr. Howard Juni moved and Ms. Denise Groehler seconded that the Board authorize the use of Pyxis Machines at Abbott Northwestern Hospital and other hospitals interested in installing the equipment for drugs now currently on floor stock at the nursing stations; but, before the use of Pyxis Machines can be expanded to include all drugs, the Pyxis Machine must interface with the pharmacy computer so that a pharmacist can review, enter, and approve all drug orders before the drug is accessible to nursing staff. In addition,



pharmacists must check each bin in the Pyxis Machine for accuracy after drugs are loaded or reloaded in each compartment; the Pyxis Machine must be securely fastened to the floor or wall, or kept in a locked medication room when not in actual use and, pharmacists must conduct a weekly audit of controlled substances distributed through the Pyxis Machine to assure accuracy of the distribution and record keeping involved. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Sharon Korte, of Minnesota Home Therapeutics, requesting the Board's approval on an amended list of medications and supplies contained in the nurse's Anaphylaxis/Blood Transfusion Kit and in the nurse's Extravasation Kit. The new list updates the list previously approved by the Board at its March 1992 meeting. After reviewing the list of medications proposed for inclusion in the kits, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that the Board approve the list, as submitted by Pharmacist Korte. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Susan Shortreed. Ms. Shortreed is a pharmacist, licensed in Ontario, Canada, and is seeking Board approval of her internship experience and experience as a licensed pharmacist in Canada, in lieu of internship experience obtained in the United States as a prerequisite for licensure. During discussions, the Board acknowledged that it has accepted previous Canadian internship and pharmacy practice experience in lieu of U.S. internship, but observed that Ms. Shortreed did not provide any specifics relating to her employment in Canada. The Board directed Mr. Holmstrom to contact Ms. Shortreed and obtain specifics and, if her experience appears to meet the Board's criteria, to accept Ms. Shortreed's Canadian experience.

The Board next reviewed a request from Pharmacist Troy West, for a duplicate original certificate of licensure. Mr. West is seeking a duplicate original, not because his original certificate was lost or destroyed; but simply so that he may have an original at each place of employment. After considering the pro's and con's of allowing licensees to obtain two original certificates of licensure, the Board acted to deny Mr. West's request and directed Mr. Holmstrom to inform Mr. West that if he wants to have a copy of his certificate of licensure at more than one employment location at any one time, he should make arrangements to photocopy the original.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Darren Golden. Mr. Golden is seeking internship credit for his



work at Diversified Pharmaceutical Services during the past summer. After carefully reviewing Mr. Golden's description of his work experience at DPS, Ms. Denise Groehler moved and Ms. Wendy Simenson seconded that the Board grant Mr. Golden 400 hours of internship credit for his work at Diversified Pharmaceutical Services, and that the 400 hours be assigned to the "400-hour pot" of internship, which consists of concurrent time internship experience, elective clinical clerkships, and non-traditional internships, such as that participated in by Mr. Golden. The motion passed.

The Board next considered a letter from Ms. Enas Soud, requesting that the Board grant internship credit for her work as a pharmacy technician prior to the time of her certification by the Foreign Pharmacy Graduate Examination Commission. Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board deny Ms. Soud credit for the work experience obtained prior to certification by the Foreign Pharmacy Graduate Examination Commission, which allowed her to register as a pharmacist intern. The motion passed.

Mr. Holmstrom and President Capiz next presented, to the Board, draft legislation developed by the Pan Board Diversion Committee. The Committee requests that each of the health-related licensing boards review the proposed legislation, determine whether or not they will support the legislation and, if the legislation passes, determine whether they will participate in the program of diverting chemically dependent practitioners from the disciplinary process of the boards.

After reviewing the proposed legislation, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board of Pharmacy remain neutral on this concept, and that Mr. Holmstrom inform the Pan Board Diversion Committee that the Board of Pharmacy will not oppose the legislation, but that it also will not actively campaign for the legislation's passage.


On the issue of whether the Board would participate in a diversion program, should the legislation pass, the Board determined that it will wait to see what the final language, that comes out of the legislative process, is before making a decision.

Mr. Holmstrom next described, for the Board, the current status of the new Board rules and statutes passed during the 1993 Legislative Session. Mr. Holmstrom provided the Board with estimates of the cost of providing each pharmacy with copies of the laws and rules, as was done in the past. After a brief discussion of the total cost of this operation and the budget restriction imposed on the Board by the Governor and the Legislature, the Board

determined that it will not distribute copies of the laws and rules to pharmacists or pharmacies free of charge, as had been done in the past. Pharmacists desiring copies of the laws and rules will be advised to contact the Minnesota Book Store at the Department of Administration to purchase a copy.

Mr. Holmstrom next described, to the Board, the need to expand the Board's quarterly newsletter, due to be published in January of 1994, from its normal two pages of state news to four pages of state news. Mr. Holmstrom cited the need to provide pharmacists with information on Board disciplinary activity, the implementation of the Board's new rules, issues involving the prescribing by nurse practitioners, and notification of the prescribing by "certified" optometrists. After a brief discussion, Mr. Donald Gibson moved and Ms. Denise Groehler seconded that the Board authorize Mr. Holmstrom to expend the monies necessary to expand the Board newsletter, as he described.

There being no further business at this time, President Capiz adjourned the meeting.

  
PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

November 30, 1993

Big Lake Snyder Drug - Big Lake  
Cedar Mall DRug - Owatonna  
Center Drug - Red Lake Falls  
Coborn's Pharmacy - Sauk Rapids  
Country Manor Health Mart - Sartell  
Cub Pharmacy - Maple Grove  
Cub Pharmacy - White Bear Lake  
Drug Emporium #652 - Richfield  
Drug Express - LeCenter  
Festival Family Pharmacy - Hutchinsonson  
Frank Pharmacy - Zimmerman  
Gallery Pharmacy - St. Paul  
Glacial Ridge Hospital Pharmacy - Glenwood  
Kemper Drug - Elk River  
K-Mart Pharmacy #3190 - Duluth  
K-Mart Pharmacy #3952 - Forest Lake  
Lakeville Snyder Drug - Lakeville  
Maplewood Professional Pharmacy - Maplewood  
Rockford Drug - Rockford  
Sansby Drug - St. Paul  
Shapiro-s Drug Store, Inc. - Hibbing  
Shopko Pharmacy - Marshall  
Snyder Drug - Richfield

Snyder Drug #34 - St. Louis Park

Snyder Drug #75 - Stillwater

Snyder Pharmacy #12 - New Hope

Sterling Drug #8 - Worthington

Stevens Community Memorial Hosp. Pharmacy - Morris

Syncor International Corp. Pharmacy - St. Paul

Target Pharmacy - Coon Rapids

The Medicine Shoppe #217 - Worthington

Thrifty White Drug - Forest Lake

Thrifty White Drug - New Ulm

Walgreens Pharmacy #79 - Bloomington

Walgreens Pharmacy #1812 - Coon Rapids

Walgreens Pharmacy #3114 - Edina

Walgreens Pharmacy #1160 - Minneapolis